

## AGENDA SUMMARY

### **Pima County Board of Supervisors' Meeting**

**130 W. Congress St., Hearing Room, 1st Fl.**

**November 13, 2007 9:00 a.m.**

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

Presentation from Travis Huxman, Director of Biosphere 2, on the UA/Biosphere 2 mission, research and educational outreach. (District 1)

#### **... 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 the appeal of a tax court decision, University Physicians, Inc., d.b.a. University Physicians Healthcare, an Arizona non-profit corporation, Arizona Tax Court Case Nos. TX2001-000031 and TX2005-050119.

Motion carried to not appeal (3-2)

#### **BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

#### **... FLOOD CONTROL DISTRICT BOARD**

##### **Riparian Habitat Mitigation Plan**

Staff request approval of the Riparian Habitat Mitigation Plan to include a financial contribution in the amount of \$3,714.00 to a Mitigation Bank for Skyline Esplanade II, P1207-042. (District 1)

Motion carried to approve (5-0)

#### **... STADIUM DISTRICT**

##### **Contract**

Beach, Fleischman and Co., P.C., Amendment No. 4, to provide financial audit services for the Stadium District and extend contract term to 7/31/08, Stadium District Fund, contract amount \$20,000.00  
(07-09-B-132994-0703)

Motion carried to approve (5-0)

**BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**

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

A. **CALL TO THE PUBLIC**

B. **APPROVAL OF CONSENT CALENDAR**

Motion carried to approve, as amended (5-0)

7. **DIVISION OF ELECTIONS**

In accordance with Arizona Revised Statutes §16-642, §15-493 and §48-802, canvass of the Amphitheater Unified School District No. 10, Sahuarita Unified School District No. 30, Altar Valley Elementary School District No. 51, Picture Rocks Fire District and Rincon Valley Fire District Special Elections held on November 6, 2007.

Motion carried to approve (5-0)

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

**DEVELOPMENT SERVICES**

**Comprehensive Plan Amendments**

8. **Co7-07-06, OBRZUT – N. SPIRIT DANCER TRAIL PLAN AMENDMENT**

Request of John and Laura Obrzut to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.5 (LIU 0.5) to Low Intensity Urban 1.2 (LIU 1.2). The subject property is approximately 3.34 acres and is located at the southern terminus of N. Spirit Dancer Trail, approximately 2,600 feet north of E. Tanque Verde Road and approximately 3,600 feet east of N. Soldier Trail in Section 32, T13S, R16E, in the Catalina Foothills Subregion. On motion, the Planning and Zoning Commission voted 8–0 (Commissioner Hirsch was absent) to recommend **APPROVAL SUBJECT TO REZONING POLICIES**. Staff recommends **APPROVAL SUBJECT TO REZONING POLICIES**. (District 4)

Motion carried to approve (5-0)

9. **Co7-07-12, BEECROFT – E. NOYES STREET PLAN AMENDMENT**

Request of Jay and Ann Beecroft to amend the Pima County Comprehensive Plan from Low Intensity Rural (LIR) to Medium Intensity Rural (MIR). The subject property is approximately 5.76 acres and is located approximately 1,000 feet west of S. Kolb Road and approximately 3,200 feet north of E. Sahuarita Road in Section 7, T17S, R15E, in the Rincon Southeast/Santa Rita Subregion. On motion, the Planning and Zoning Commission voted 8–0 (Commissioner Hirsch was absent) to recommend **APPROVAL SUBJECT TO REZONING POLICIES**. Staff recommends **APPROVAL SUBJECT TO REZONING POLICIES**. (District 4)

Motion carried to approve (5-0)

10. Co7-07-14, HINKLE – N. CLAYTON ROAD PLAN AMENDMENT  
Request of Jerrold Hinkle to amend the Pima County Comprehensive Plan from Low Intensity Rural (LIR) to Medium Intensity Rural (MIR). The subject property is approximately 3.66 acres and is located on the west side of N. Clayton Road and approximately 2,700 feet west of N. Sanders Road and approximately 1,300 feet north of W. Twin Peaks Road in Section 17, T12S, R12E, in the Tucson Mountains/Avra Valley Subregion. On motion, the Planning and Zoning Commission voted 8–0 (Commissioner Hirsch was absent) to recommend **APPROVAL SUBJECT TO REZONING POLICIES**. Staff recommends **APPROVAL SUBJECT TO REZONING POLICIES**. (District 3)  
  
Motion carried to approve (5-0)
11. Co7-07-15, WEISBROD – W. IRVINGTON ROAD PLAN AMENDMENT  
Request of Maynard Weisbrod to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) to Low Intensity Urban 0.5 (LIU 0.5), for approximately 4.5 acres located on the north side of W. Irvington Road, approximately 680 feet east of S. Caballo Road, on the northeast corner of Soledad Avenue and Irvington Road in Section 31, T4S, R13E, in the Southwest Subregion. On motion, the Planning and Zoning Commission voted 7–1 (Commissioner Membrilla voted **NAY**, Commissioner Hirsch was absent) to recommend **APPROVAL SUBJECT TO REZONING POLICIES, AS AMENDED**. Staff recommends **APPROVAL SUBJECT TO REZONING POLICIES**. (District 5)  
  
Motion carried to approve, as amended (5-0)
12. Co7-07-16, SWINDELL – W. VELO ROAD PLAN AMENDMENT  
Request of Larry Swindell, represented by Paul Nzomo of Coronado Engineering and Development, Inc., to amend the Pima County Comprehensive Plan from Low Intensity Rural (LIR) to Medium Intensity Rural (MIR), for approximately 4.77 acres at property address 7701 W. Velo Road, located on the south side of W. Velo Road, approximately 1/4 mile southeast of S. Vahalla Road and Los Reales Road in Section 21, T15S, R12E, in the Southwest Subregion. On motion, the Planning and Zoning Commission voted 8–0 (Commissioner Hirsch was absent) to recommend **APPROVAL SUBJECT TO A REZONING POLICY**. Staff recommends **APPROVAL SUBJECT TO A REZONING POLICY**. (District 3)  
  
Motion carried to approve (5-0)
13. Co7-07-17, SWINDELL – W. LOS REALES ROAD PLAN AMENDMENT  
Request of Larry Swindell, represented by Paul Nzomo of Coronado Engineering and Development, Inc., to amend the Pima County Comprehensive Plan from Low Intensity Urban 1.2 (LIU 1.2) to Community Activity Center (CAC), for approximately 1.02 acres at property address 2820 W. Los Reales Road, located on the north side of W. Los Reales Road, approximately 300 feet east of S. Cardinal Road in Section 16, T15S, R13E, in the Southwest Subregion. On motion, the Planning and Zoning Commission voted 6-1 (Commissioner Membrilla abstained, Commissioners Cuyugan and Hirsch were absent) to recommend **DENIAL**. Staff recommends **APPROVAL SUBJECT TO REZONING POLICIES**. (District 5)

Motion carried to approve, as amended (5-0)

14. Co7-07-19, McCLEAN – W. OVERTON ROAD PLAN AMENDMENT  
Request of John and Maria McClean to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) to Low Intensity Urban 1.2 (LIU 1.2). The subject property is approximately 4.77 acres and is located on the south side of W. Overton Road, approximately 900 feet west of N. Shannon Road in Section 20, T12S, R13E, in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 6-1 (Commissioners Hirsch and Cuyugan were absent, Commissioner Membrilla voted **NAY**) to recommend **DENIAL**. Staff recommends **APPROVAL SUBJECT TO REZONING POLICIES**. (District 1)

Motion carried to approve, as amended (5-0)

15. Co7-07-25, WILMOT AND KOLB, L.L.C., – S. WILMOT ROAD PLAN AMENDMENT  
Request of Wilmot and Kolb, L.L.C., to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) to Medium Intensity Urban (MIU). The subject property is approximately 185.64 acres and is located on the east side of S. Wilmot Road, approximately 2,400 feet south of E. Andrada Road in Section 6, T17S, R15E, in the Rincon Southeast/Santa Rita Subregion. On motion, the Planning and Zoning Commission voted 5-2 (Commissioners Gungle and Poulos voted **NAY**, Commissioners Hirsch and Cuyugan were absent) to recommend **MODIFIED APPROVAL TO LIU 3.0 SUBJECT TO REZONING POLICIES**. Staff recommends **APPROVAL SUBJECT TO REZONING POLICIES**. (District 4)

Without objection, continued to 12/11/07

16. Co7-07-26, DAIGNAULT/TILLEY – W. VIOLET AVENUE PLAN AMENDMENT  
Request of Daniel Daignault and Scott Tilley, represented by Rhonda Rawson of ADC, Inc., to amend the Pima County Comprehensive Plan from Medium/High Intensity Urban (MHIU) to Urban Industrial (I), for approximately 0.74 acre located on the south side of W. Violet Avenue, approximately 300 feet west of N. Valley Park Avenue in Section 21, T13S, R13E, in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Cuyugan and Hirsch were absent) to recommend **APPROVAL SUBJECT TO A REZONING POLICY**. Staff recommends **APPROVAL SUBJECT TO A REZONING POLICY**. (District 3)

Motion carried to approve, as amended (5-0)

17. Co7-07-27, TUCSON FULL GOSPEL CHURCH – W. INA ROAD PLAN AMENDMENT  
Request of Tucson Full Gospel Church to amend the Pima County Comprehensive Plan from Medium High Intensity Urban (MHIU) to Community Activity Center (CAC). The subject property is approximately 3.33 acres and is located on the northwest corner of W. Ina Road and N. Camino de la Tierra in Section 32, T12S, R13E, in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Hirsch and Cuyugan were

absent) to recommend **APPROVAL SUBJECT TO REZONING POLICIES**. Staff recommends **APPROVAL SUBJECT TO REZONING POLICIES**. (District 1)

Motion carried to approve, as amended (5-0)

18. **Rezoning Ordinance**

ORDINANCE. NO. 2007- **98** , Co9-71-178, Empire Acres Subdivision Rezoning. Owner: Stephen C. and Cynthia D. Rice. (District 4)

Motion carried to approve (5-0)

**TRANSPORTATION**

19. **Environmental Assessment and Mitigation Report**

Staff requests approval of the Environmental Assessment and Mitigation Report for the Kinney Road – Ajo Way to Sarasota Boulevard Improvement Project, with the Transportation Department's recommendations in response to the Community Advisory Committee's letter to the Board. (District 3)

Motion carried to approve, as amended (5-0)

20. **Traffic Ordinances**

A. ORDINANCE. NO. 2007- **99** , of the Board of Supervisors, regulating traffic at the intersection of Alley Mountain Drive and Wild Horse Corral Drive in Pima County, Arizona. Staff recommends **APPROVAL**. (District 4)

Motion carried to approve (5-0)

B. ORDINANCE. NO. 2007- **100** , of the Board of Supervisors, regulating traffic at the intersection of Distillery Canyon Spring Drive and Douglas Camp Spring Drive in Pima County, Arizona. Staff recommends **APPROVAL**. (District 4)

Motion carried to approve (5-0)

21. **CALL TO THE PUBLIC**

22. **ADJOURNMENT**

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.  
DATE POSTED: 11/6/07  
TIME POSTED: 5:00 P.M.

# CONSENT CALENDAR, NOVEMBER 13, 2007 SUMMARY

## 1. CONTRACTS AND AWARDS

### A. Community Development and Neighborhood Conservation

1. RESOLUTION NO. 2007- 293 , approving an Intergovernmental Agreement with the Drexel Heights Fire District, to provide for the installation of five (5) fire hydrants in the Valencia West Area, CDBG Fund, contract amount \$25,000.00 (01-70-D-140359-1007)

### B. Community Resources

2. RESOLUTION NO. 2007- 294 , approving an Intergovernmental Agreement with the Sahuarita Unified School District, to provide after-school elementary school-based recreation program, General Fund, contract amount: \$36,000.00 (01-67-S-140376-0807)

### C. Community Services, Employment And Training

3. RESOLUTION NO. 2007- 295 , approving an Intergovernmental Agreement with Santa Cruz County, to provide administration of the Workforce Innovation in Regional Economic Development Program, AZ Department of Commerce WIRED Grant Fund, contract amount \$30,000.00 (01-69-S-140387-0707)

### D. Health Department

4. RESOLUTION NO. 2007- 296 , approving an Intergovernmental Agreement with the Rincon Valley Fire District, to provide for the administration of childhood immunization services, no cost (01-01-R-140372-1107)
5. Drexel Heights Fire District, Amendment No. 2, to provide administration of childhood immunizations and extend contract term to 9/5/08, no cost (01-01-D-136935-0905)
6. Marana Unified School District, Amendment No. 1, to provide administration of childhood immunizations and extend contract term to 12/4/08, no cost (01-01-M-138892-1206)
7. Grand Canyon University, to provide internship opportunities for public health students in undergraduate or graduate programs, no cost (18-01-G-140381-1107)
8. Southern Arizona AIDS Foundation, to provide medical services for the Points of Health Project, Grant Fund, contract amount \$26,774.00 revenue (18-01-S-140382-1007)

**E. Pima Health System**

- 9. Kindred Hospitals West, L.L.C., d.b.a. Kindred Hospital of Tucson, Amendment No. 6, to provide hospital services, extend contract term to 3/31/08 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-K-133895-0304)
- 10. Select Physical Therapy Holdings, Inc., d.b.a. Select Physical Therapy, Amendment No. 3, to provide outpatient clinic services, amend contractual language and reflect vendor name change, PHCS Enterprise Fund, no cost (18-15-H-135695-0305)
- 11. To provide longterm care, skilled and non-skilled nursing services, extend contract term to 10/31/08 and amend contractual language, PHCS Enterprise Fund, for the following:

<b>Vendor</b>	<b>Contract No.</b>	<b>Amend.</b>	<b>Amount</b>
Life Care Centers of America, Inc., d.b.a. La Canada Care Center	18-15-L-137033-1005	2	\$ 500,000.00
Life Care Centers of America, Inc., d.b.a. Mountain View Care Center	<del>18-15-L-137033-1005</del> 18-15-L-137037-1005	2	\$ 2,500,000.00
Life Care Centers of America, Inc., d.b.a. Life Care Center of Tucson	18-15-L-137040-1005	2	\$ 1,000,000.00

- 12. SLO Ridgecrest L.L.C., d.b.a. Ridgecrest Healthcare, Amendment No. 1, to provide skilled nursing facility services , extend contract term to 10/31/07 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-S-139267-0307)

**F. Procurement**

- 13. DMJM+N Inc., d.b.a. DMJM Design, Amendment No. 2, to provide architectural services for the Pima County Justice Court/Tucson City Court Complex and amend contractual language, 2004 Bond Fund, contract amount \$6,252,333.00 decrease (15-13-D-137105-0805) Facilities Management
- 14. Castro Engineering, Inc., Amendment No. 7, to provide roadway design engineering for the River Road: Campbell Avenue to Alvernon Way Project and extend contract term to 2/29/08, no cost (16-04-C-131556-1002) Transportation
- 15. Stantec Consulting, Inc., Amendment No. 6, to update construction documents for Valencia Road: Mission Road to I-19 Project and extend contract term to 3/31/08, no cost (16-04-S-137391-1105) Transportation

**Award**

- 16. Amendment of Award: Increase award for contract BC500657 with Calence, Inc., in the amount of \$52,738.94 to provide continued technical support and hardware replacement for Cisco products used to support the County's Information Technology

communications network. Funding Source: Internal Service Fund.  
Administering Department: Information Services.

**G. Real Property**

17. Old Fort Lowell Neighborhood Association, Inc., to provide for the rehabilitation of the Historic San Pedro Chapel site and to grant a Preservation Easement to Pima County, 2004 Bond Fund, contract amount \$500,000.00 (11-73-O-140375-1107) Public Works, Cultural Resources Office

**H. Sheriff**

18. RESOLUTION NO. 2007- **297** , approving an Intergovernmental Agreement with the Department of Justice: Office of Justice Programs, National Institute of Justice, to provide assistance in solving cold cases with DNA, Federal Grant Fund, contract amount \$392,983.00 revenue (01-11-J-140369-0108)
19. RESOLUTION NO. 2007- **298** , approving an Intergovernmental Agreement with the Department of Justice, to provide for Pima County Digital Facility Plans, Federal Grant Fund, contract amount \$900,000.00 revenue (01-11-J-140374-0707)
20. RESOLUTION NO. 2007- **299** , approving an Intergovernmental Agreement with the Maricopa County Sheriff's Office, to provide for participation in the High Intensity Drug Trafficking Area Program HIDTA Grant Fund, contract amount \$11,700.00 (01-11-M-140377-0907)
21. RESOLUTION NO. 2007- **300** , approving an Intergovernmental Agreement with the Governor's Office of Highway Safety, to provide for personnel services and capital outlay for education and enforcement of underage drinking, Federal Grant Fund, \$27,000.00 revenue (01-11-G-140386-1007)
22. Northwest Fire/Rescue District, Amendment No. 5, to provide implementation of Tactical Emergency Medical Support (TEMS), as part of Sheriff's Department S.W.A.T. Team and extend contract term to 12/15/07, no cost (01-11-N-132822-0803)

**2. DIVISION OF ELECTIONS**

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

<b>APPOINTMENTS</b>	<b>PRECINCT</b>	<b>PARTY</b>
Morales, David C.	006	REP
Shury, Vera	012	REP
Egan, Scott D.	018	REP
Nagel, James	055	REP
Lopez, David P.	157	REP
Antonelli, Susan G.	161	DEM



Sexton, Ana P.	191	REP
Lee, Joyce J.	252	REP
Pierce, Justin	252	REP
Padiak, Matthew	289	REP
Ahrens, Mary Ann	310	DEM
Medler, Robert T.	330	REP
McBride, Dewaine R.	362	REP
Tucker Jr., Roy A.	405	REP

3. **BOARD, COMMISSION AND/OR COMMITTEE**

**Planning and Zoning Commission**

Appointment of Howard L. Richey to replace Peter Hirsch. Term expiration 6/19/11. (District 4)

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

- A. Clarence D. "Bud" Klinefelter, VFW Post 3578, 1764 N. 2nd Avenue, Ajo, November 11, 2007.
- B. James Michael Reiman, Ajo Council for the Fine Arts, 200 W. Esperanza, Ajo, November 17, 2007.
- C. Veronica Elizabeth Smith, American Citizens Social Club, 811 N. Second Avenue, Ajo, November 11, 2007.

5. **RECORDER**

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of August, 2007.

6. **REAL PROPERTY**

Abandonment and Quit Claim Deed

- A. RESOLUTION NO. 2007- **301**, of the Pima County Board of Supervisors, providing for the vacation of Honeysweet Court, Goldenhead Court and Arrowweed Court in Section 12, T13S, R14E, G&SRM, Pima County Abandonment No. A-07-07. (District 1)
- B. Quit Claim Deed to Alta Vista Sonrisa Homeowners Association, Inc. for the abandonment of Honeysweet Court, Goldenhead Court and Arrowweed Court. No revenue. (District 1)

7. **WASTEWATER MANAGEMENT DEPARTMENT**

**Public Announcement**

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 case 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 Agreement:

Prototron Circuits Southwest, Inc., d.b.a. Prototron Circuits, an Arizona Corporation, No. 2007-09. Proposed settlement amount \$3,000.00.

8. **RATIFY AND/OR APPROVE**

Minutes: September 18, 2007

## ADDENDUM I SUMMARY

### **Pima County Board of Supervisors' Meeting**

**130 W. Congress St., Hearing Room, 1st Fl.**

**November 13, 2007 9:00 a.m.**

1. **BOARD OF SUPERVISORS**

RESOLUTION NO. 2007- 302 , authorizing the Adult Probation Department of the Pima County Superior Court to apply for a grant from the Gila River Indian Community to provide property cleanups on behalf of elderly and disabled residents.

Motion carried to approve (5-0)

2. **CONTRACT**

**Health Department**

RESOLUTION NO. 2007- 303 , authorizing the execution of an Intergovernmental Agreement between Pima County and the City of Tucson for the provision of animal care enforcement services for the fiscal year July 1, 2007 through June 30, 2008. City of Tucson Fund, contract amount \$1,315,890.00 revenue (01-01-T-140399-0707)

Motion carried to approve (5-0)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.  
DATE POSTED: 11/8/07  
TIME POSTED: 11:00 A.M.

## ADDENDUM II SUMMARY

### **Pima County Board of Supervisors' Meeting**

**130 W. Congress St., Hearing Room, 1st Fl.**

**November 13, 2007 9:00 a.m.**

#### **1. PROCUREMENT**

##### Award

Award of Contract for Requisition No. 0703210 to Sakellar Associates (Headquarters: Tucson, AZ), the highest-ranked respondent for architectural design services for the Wilmot Branch Library Expansion and Renovation. Services are estimated not to exceed \$500,000.00 for Tier One Services for the Programming and Preliminary Design Phase. Tier Two Services shall be negotiated based on the outcome of Tier One Services and shall include schematic design, design development, construction document preparation, bidding, permitting and construction administration services. In the event 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: Gresham and Beach Architects and Welman Sperides Mickelberg Architects, until a contract is executed or the final list is exhausted. Funding Source: 2004 Bond Fund. Administering Department: Facilities Management.

Motion carried to approve (5-0)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.  
DATE POSTED: 11/9/07  
TIME POSTED: 12:00 Noon

## ADDENDUM III SUMMARY

### **Pima County Board of Supervisors' Meeting**

**130 W. Congress St., Hearing Room, 1st Fl.**

**November 13, 2007 9:00 a.m.**

#### **1. BOARD OF SUPERVISORS**

Consideration and possible action on a joint proposal with City Council Member Karin Uhlich for a Pima County-City of Tucson Water Planning and Infrastructure Study. (Districts 5 and 3)

Motion carried to approve (5-0)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.  
DATE POSTED: 11/9/07  
TIME POSTED: 3:30 P.M.