

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

September 11, 2007 9:00 a.m.

1. **ROLL CALL**
2. **INVOCATION
MOMENT OF SILENCE 9/11**
3. **PLEDGE OF ALLEGIANCE**
4. **PAUSE 4 PAWS**
- ... **EXECUTIVE SESSION**

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

UNFINISHED BUSINESS (RM 8/07/07 and 8/20/07)

Pursuant to A.R.S. §38-431.03 (A) (3) and (4), for legal advice and direction regarding the Colossal Cave Management Agreement.

Accept County Attorney's Office recommendation (5-0)

NEW BUSINESS

BOARD OF SUPERVISORS SITTING AS OTHER BOARD(S)

- ... **FLOOD CONTROL DISTRICT BOARD**

Contract

RESOLUTION NO. 2007-FC-10, approving an Intergovernmental Agreement with the U.S. Geological Survey, U.S. Department of the Interior, for water resources investigation in support of data collection and analysis at continuous discharge gauging stations, Tax Levy Fund, contract amount \$468,000.00 (01-59-U-139935-1007)

Motion carried to approve (5-0)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

5. **CONSENT CALENDAR:** For consideration and approval
 - A. **CALL TO THE PUBLIC**
 - B. **APPROVAL OF CONSENT CALENDAR**

Motion carried to approve (5-0) except CC.1.B.2

6. **BOARDS, COMMISSIONS AND/OR COMMITTEES**

Presentation

Joan McNamara, Chair, to provide an update on the Pima County – Tucson Commission on Addiction, Prevention and Treatment. (District 5)

7. **INDUSTRIAL DEVELOPMENT AUTHORITY**

RESOLUTION NO. 2007-237, of the Board of Supervisors of Pima County, Arizona, approving the issuance by the Industrial Development Authority of the County of Pima of not to exceed \$30,000,000.00 aggregate principal amount of its Lease Revenue Bonds (Constellation Schools Project), Series 2007; and declaring an emergency.

Motion carried to approve (5-0)

8. **TRANSPORTATION**

A. RESOLUTION NO. 2007-238, of the Pima County Board of Supervisors, approving and authorizing the transfer of unused Federal Aviation Administration Airport Improvement Program Entitlement Funds to the Tucson Airport Authority. (All Districts)

Motion carried to approve (5-0)

B. **Acceptance of Projects/Roadways for Maintenance**

*(**CLERK'S NOTE:** This item may present a potential conflict of interest for Supervisor Day.)

- *1. Co12-61-34K, P1204-310, New Tucson, Unit 8, Phase II, Lot Nos. 312-324 and 430-454. Developer: Western Associates Development. (District 4)

Motion carried to approve (4-0)

- 2. P1200-204, Critterland II, Lots 48 – 148. Developer: Kent Wonders. (District 3)

Motion carried to approve (5-0)

9. **WASTEWATER MANAGEMENT**

Pretreatment Settlement Agreements

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

- A. Perma Clean, L.L.C., an Arizona Limited Liability Corporation, No. 2007-02. Proposed settlement amount \$200.00.
- B. Palo Verde High School, TUSD School District No. 1, No. 2007-04. Proposed settlement amount \$984.35.

Motion carried to approve (5-0)

* * * HEARINGS * * *

FRANCHISES/LICENSES/PERMITS

Extension of Premises/Patio Permit

10. Jim C. Counts, Nimbus Brewing Company, L.L.C., 3850 E. 44th Street, No. 138, Tucson, Temporary Extension of Premises for September 29, 2007.

Motion carried to approve (5-0)

Fireworks Permit

11. Troy Finley, Tucson Country Club, 2950 N. Camino Principal, Tucson, October 5, 2007 at 9:00 p.m.

Motion carried to approve (5-0)

DEVELOPMENT SERVICES

Rezoning

12. Co9-07-11, GUGINO – ESPERERO VISTA TRAIL EASEMENT REZONING
Request of Robert and Karolyn Gugino, represented by Jim Portner from Projects International, Inc., for a rezoning of 3.75 acres from SR (BZ) (Suburban Ranch) (Buffer Overlay Zone) to CR-1 (BZ) (Single Residence) (Buffer Overlay Zone) on property located on the north side of Esperero Vista Trail Easement, approximately 1,200 feet north of Sunrise Drive and approximately 1,800 feet west of Sabino Canyon Road. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 5 – 0 (Commissioner Spendiarian abstained, Commissioners Matter, Gungle and Hirsch were absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS** and standard and special requirements. (District 1)

Motion carried to approve (5-0)

13. Co9-06-31, JAYNES STATION RANCH, L.L.C. – ORACLE JAYNES STATION ROAD REZONING
Request of Jaynes Station Ranch, L.L.C., represented by the Planning Center, for a rezoning of 3.32 acres from SR (Suburban Ranch) to CR-3 (Single Residence) on property located on the north side of Oracle Jaynes Station Road, approximately 1/4 mile east of Shannon Road. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 4-0 (Commissioners Spendiarian and Membrilla abstained; Commissioners Gungle, Hirsch and Matter were absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS** and standard and special requirements. (District 1)

Motion carried to approve (5-0)

14. Co9-06-37, RAVITZ TRUSTEES – ALVERNON WAY REZONING
Request of Alan and Evonne Ravitz Trustees, represented by Miller Associates, for a rezoning of 4.54 acres from CR-3 (AE) (Single Residence) (Airport Environs Overlay) to CB-2 (AE) (General Business) (Airport Environs Overlay) on property

located on the southwest corner of Alvernon Way and eastbound Interstate 10. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Gungle, Hirsch and Matter were absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS** and standard and special requirements. (District 2)

Motion carried to approve (5-0)

15. Co9-07-12, SAGASTA – ELVADO ROAD REZONING
Request of Manuel and Ramona Sagasta, represented by Jennifer Christensen, for a rezoning of .98 acre from GR-1 (Rural Residential) to SH (Suburban Homestead) on property located on the southeast corner of Elvado Road and Paisano Avenue, approximately 1,300 feet east of Camino de Oeste. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Matter, Gungle, and Hirsch were absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS** and standard and special requirements. (District 5)

Motion carried to approve (5-0)

Comprehensive Plan Amendment

16. Co7-07-03, PIMA COUNTY – W. HOSPITAL ROAD (AJO) PLAN AMENDMENT
Request of Pima County, to amend the Pima County Comprehensive Plan from Medium High Intensity Urban (MHIU) to Community Activity Center (CAC). The subject property is approximately 4 acres and is located on the south side of W. Hospital Road, west of W. La Mina Avenue and north of W. Indian Village Road in Ajo, in Section 22, T12S, R6W, in the Western Pima County Subregion. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Gungle, Hirsch and Matter were absent) to recommend **APPROVAL WITH REZONING POLICIES**. Staff recommends **APPROVAL**. (District 3)

Motion carried to approve (5-0)

TRANSPORTATION

17. Traffic Ordinances

- A. ORDINANCE NO. 2007-77, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Camino de Oeste in Pima County, Arizona. Staff recommends APPROVAL. (Districts 1, 3 and 5)
- B. ORDINANCE NO. 2007-78, of the Board of Supervisors, designating Jerome Avenue as a through street in Pima County, Arizona. Staff recommends APPROVAL. (District 3)
- C. ORDINANCE NO. 2007-79, of the Board of Supervisors, designating Neal Avenue as a through street in Pima County, Arizona. Staff recommends APPROVAL. (District 3)

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D. ORDINANCE NO. 2007-80, of the Board of Supervisors, regulating traffic at the intersection of Crestview Drive and Sundance Trail in Pima County, Arizona. Staff recommends APPROVAL. (District 5)

Motion carried to approve (5-0)

18. **CALL TO THE PUBLIC**

19. **ADJOURNMENT**

POSTED: Levels A & B, 1st and 5th Floors, Pima County Administration Building.
DATE POSTED: 9/5/07
TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, SEPTEMBER 11, 2007

1. CONTRACTS AND AWARDS

A. Community Services Employment and Training

1. The Salvation Army, Amendment No. 6, to provide emergency financial assistance and case management, referral and advocacy services, extend contract term to 6/30/08 and amend contractual language, Federal and State Grant Funds, contract amount \$100,000.00; General Fund, contract amount \$7,000.00 (07-39-S-133796-1003)

B. County Administrator

2. Humane Borders, Inc., to provide water distribution services in remote areas of Pima County, Contingency Fund, contract amount not to exceed \$25,000.00 (28-30-H-139939-0707)

Roll Call vote carried to approve (4-1)

3. Arizona Heritage Alliance, Inc., to provide protection, preservation and enhancement of the Arizona Heritage Fund, Contingency Fund, contract amount not to exceed \$1,000.00 (28-30-A-139941-0907)

C. County Attorney

4. Yuma County, Amendment No. 2, to provide Title 36 involuntary commitment hospitalization and proceedings services and extend contract term to 6/30/08, revenue based on services (01-02-Y-137574-0705)

D. Facilities Management

5. Tetra Tech, Inc., Amendment No. 1, to provide a reduction to leased space at the Bank of America Plaza and amend contractual language, contract amount \$303,920.76 revenue (04-13-T-139936-0797)

E. Health Department

6. RESOLUTION NO. 2007-233, approving an Intergovernmental Agreement with the Amphitheater Unified School District, to provide for the administration of childhood immunization services, no cost (01-01-A-139924-0907)
7. Pima Council on Aging, Nursing Care for the Elderly, Amendment No. 1, to provide direct health and supportive counseling services and amend contractual language, ADHS and DES/DAAS Grant Funds, contract amount \$34,925.00 revenue (02-01-P-139696-0707)

F. Information Technology

8. Crown Atlantic Company, L.L.C., Amendment No. 3, to provide a license agreement to maintain and operate a communication facility at Pima Nanini Governmental Center, extend contract term to 2/8/13 and

amend contractual language, General Fund, contract amount \$62,208.00 revenue (12-14-M-132008-0293)

G. Natural Resources, Parks and Recreation

9. Superior Court of the State of Arizona, Juvenile Court Center, Amendment No. 4, to provide juvenile work crews for maintenance and repair of park property and extend contract term to 6/30/08, General Fund, contract amount \$35,000.00 (07-05-S-133382-0703)

H. Pima Health System

10. Diego H. Calonje, M.D., P.C., Amendment No. 5, to provide ophthalmology services, extend contract term to 11/30/08 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-C-133569-1203)
11. Sonora Quest Laboratories, L.L.C., Amendment No. 6, to provide laboratory services, extend contract term to 11/30/08 and amend contractual language, PHCS Enterprise Fund, contract amount \$1,000,000.00 (07-15-S-133701-0104)
12. Lutheran Social Services of the Southwest, Amendment No. 6, to provide non-skilled homecare services and reflect vendor name change, PHCS Enterprise Fund, no cost (18-15-L-134381-0704)
13. Handmaker Jewish Services for the Aging, d.b.a. The Rubin Community for Senior Living Elder Care Residence, Amendment No. 3, to provide assisted living center services and amend contractual language, PHCS Enterprise Fund, contract amount \$100,000.00 (18-15-H-135010-1004)
14. Frank J. Laudonio, M.D., P.C., Amendment No. 1, to provide OB/GYN and family planning extension services and amend contractual language, PHCS Enterprise Fund, no cost (18-15-L-138977-1206)

I. Procurement

15. Northcott, Bellow and Associates, Inc., d.b.a. Palo Verde Landscape and Maintenance, Amendment No. 7, to provide landscape maintenance services, General Fund, contract amount \$150,000.00 (11-13-P-132469-0503) Facilities Management
16. HDR/Johnson Brittain, Amendment No. 5, to provide roadway engineering planning and design services for the Alvernon Way: River Road to Fort Lowell Road Project, extend contract term to 12/31/07 and amend scope of work, 1997 HURF Bond Fund, contract amount \$20,000.00 (16-04-H-133304-1003) Transportation
17. Southern Arizona Paving and Construction, Co., Amendment No. 1, to provide for the I-19 Southbound Frontage Road Project, extend contract term to 7/10/08 and amend contractual language, 1997

HURF Bond Fund, contract amount \$11,643.95 (03-04-S-138410-0706) Transportation

18. MMLA/Psomas, Inc., Amendment No. 1, to provide construction surveying for the Valencia Road: Mark Road to Camino de la Tierra Improvement Project and extend contract term to 6/30/09, 1997 HURF Bond Fund, contract amount \$500,000.00 (07-04-M-139132-1206) Transportation
19. HDR Engineering, Inc., Amendment No. 1, to provide project management and roadway design engineering services for the La Canada Drive: Ina Road to Calle Concordia Improvement Project and amend contractual language, RTA Fund, no cost (16-04-H-139265-0207) Transportation

Award

20. SFQ: Award of three (3) Job Order Contracts, Requisition No. 800028, in the amount of \$250,000.00 each to the following top-ranked firms for electrical contracting services at various locations throughout Pima County. Contracts are for a one year term with the option to extend for up to two additional one year periods. Funding Source: General Fund. Administering Department: Facilities Management.

Firm	Headquarters
Sturgeon Electric Company, Inc.	Tucson, AZ
Sabino Electric, Inc.	Tucson, AZ
Gilbert Electric Company, Inc.	Tucson, AZ

J. REAL PROPERTY

21. City of Tucson, to provide an Acquisition Agreement and Warranty Deed for 8.8488 acres located on the northeast corner of Sweetwater Drive and Silverbell Road, Tax Parcel No. 103-04-001J, for the Pima County Animal Control Center Project, 2004 Bond Fund, contract amount not to exceed \$647,900.00 including closing costs (22-13-T-139931-0907) Facilities Management.

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

- A. Stephanie D. Nahon, American Liver Foundation, Loew's Ventana Canyon, 7000 N. Resort Drive, Tucson, September 26, 2007.
- B. Peter P. Chan, Asian American Faculty and Staff Alumni Association, Tucson Chinese Cultural Center, 1288 W. River Road, Tucson, October 27, 2007.
- C. Raymond Carl Zucker, Green Valley Elks Lodge 2592, 2951 S. Camino Mercado, Green Valley, October 28, 2007.

INFORMATION TECHNOLOGY

3. Ratification of Non-Exclusive Right-of-Way Licenses

- A. RESOLUTION NO. 2007-234, ratifying Pima County's Non-Exclusive Right-of-Way Use License issued to U.S. West Wireless dated June 7, 2000, for the purpose of installing and maintaining cellular communication facilities and related structures, and ratifying subsequent license amendments issued to Sprint Spectrum, L.P., effective June 7, 2005, with expiration June 7, 2010.
- B. RESOLUTION NO. 2007-235, ratifying Pima County's Non-Exclusive Right-of-Way Use License issued to Voicestream PCS III Corporation dated November 3, 2000, with expiration November 3, 2005, for the purpose of installing and maintaining cellular communication facilities and related structures, and ratifying subsequent license amendment issued to T-Mobile West Corporation effective November 3, 2005, with expiration November 3, 2010.
- C. RESOLUTION NO. 2007-236, ratifying Pima County's Non-Exclusive Right-of-Way Use License issued to 360 Communications Company of Nevada dated July 5, 2000, with expiration July 4, 2005, for the purpose of installing and maintaining cellular communication facilities and related structures, and ratifying subsequent license amendment issued to Alltel Communications of the Southwest Limited Partnership effective July 5, 2005, with expiration July 4, 2010.

4. PROCLAMATION

Proclamation proclaiming September 14 and 15, 2007, to be:

"ALTERNATIVE ENERGY DAYS"

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

September 11, 2007 9:00 a.m.

1. BOARDS, COMMISSIONS AND/OR COMMITTEES

A. Board of Adjustment, District 5

Reappointment of Victoria Khalidi. Term expiration: 8/31/11. (District 5)

B. Parks and Recreation Commission

Appointment of Maiola Coleman to fill unexpired term of Jerome Jordan.
Term expiration: 6/30/09. (District 2)

Motion carried to approve (4-0)

2. CONTRACTS

A. County Administrator

1. Pima Association of Governments, to provide for participation for the Alternative Energy Forum and Expo on September 14 and 15, 2007, Contingency Fund, contract amount \$1,000.00 (28-30-P-139965-0907)
2. Borderlands Theater, Inc., to provide for elementary and secondary students to attend culturally appropriate theater presentations, One Percent for Youth Fund, contract amount \$10,000.00 (28-30-B-139985-0907)

B. County Attorney

3. RESOLUTION NO. 2007-239, of the Board of Supervisors authorizing Pima County to participate in the Arizona Automobile Theft Authority Vertical Prosecution Program, contract amount \$140,488.96 revenue (02-02-A-139956-0707)
4. RESOLUTION NO. 2007-240, of the Board of Supervisors authorizing Pima County to participate in the Arizona Criminal Justice Commission Gerald Hardt Memorial Criminal Justice Records Improvement Program, ACJC Grant Fund, contract amount \$17,520.00 revenue (02-02-A-139955-1007)

Motion carried to approve (5-0)

C. Wastewater Management

5. Sundt Construction, Inc., Amendment No. 2, to provide construction manager at-risk services for the Avra Valley Wastewater Treatment Facility BNROD 4.0 MGD Expansion, extend contract term to 5/15/09 and amend contractual language, 2004 Sewer Revenue Bond Fund,

contract amount ~~\$30,610,404.00~~ \$9,291,130.00, and Wastewater Management System Development Fund, contract amount \$21,319,274.00 (03-03-S-138565-0906)

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

POSTED: Levels A & B, 1st and 5th Floors, Pima County Administration Building.
DATE POSTED: 9/7/07
TIME POSTED: 11:00 A.M.