

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

October 7, 2008 9:00 a.m.

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

Presentation of the 2008 "Innovation in Sustainability Award of Excellence" received from the Association for Operations Management (APICS).

Without objection, removed from the agenda.

. . . 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 a tax appeal settlement recommendation in Tucson Affordable Housing 1, L.P. v. Pima County, Tax Parcel No. 111-08-470B for the following:

Arizona Tax Court Case Nos.	TX2005-050342
	TX2006-000187
	TX2007-000319
	TX2008-(No suit filed yet - Tax Year 2009)

Motion carried to approve (5-0)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

. . . FLOOD CONTROL DISTRICT BOARD

Contracts

- A. RESOLUTION NO. 2008-FC-**9**, approving an Intergovernmental Agreement with Pima County, to provide for the transfer of salvaged mobile or manufactured homes, no cost (01-70-P-141293-1008)

Motion carried to approve (5-0)

- B. Town of Marana, to provide a License Agreement for establishing and irrigating natural desert vegetation on district property, no cost (12-59-M-141295-1008)

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, except CC.C.10 and CC.M.39 (5-0)

7. **BOARD OF SUPERVISORS**

Staff requests allocation of One Percent for Youth funds in the amount of \$600.00 for the first annual Neighbors Getting to Know Neighbors Festival hosted by the Dunbar/Spring Neighborhood and Friendship Missionary Baptist Church. (District 5)

Motion carried to approve (5-0)

8. **COUNTY ADMINISTRATOR**

Sportspark Fee Schedule

Staff recommends approval of the revised fee schedule for Sportspark.

Motion carried to approve (5-0)

9. **DIVISION OF ELECTIONS**

A. Pursuant to A.R.S. §16-649, the Board of Supervisors shall determine by lot the elected candidate for the position of Republican Precinct Committeeman for Precinct 320 due to a tie on the official canvass of the September 2, 2008, Primary Election. Candidates Joseph Sweeney and Daniel Szewczyk each received six (6) votes for the office.

Motion carried to approve Joseph Sweeney (5-0)

B. Pursuant to A.R.S. §19-209(B)2, the Board of Supervisors shall order a Special Recall Election for the Marana Domestic Water Improvement District Board to be held on March 10, 2009, for Luis Castaneda and Louis Preston.

Motion carried to approve (5-0)

10. **ECONOMIC DEVELOPMENT AND TOURISM**

RESOLUTION NO. 2008-**264**, authorizing Pima County to support the Pima County Sports and Tourism Authority's application for a grant from the 12% Local Revenue-Sharing Contribution of the Pascua Yaqui Tribe in the

amount of \$50,000.00 to promote the retention and expansion of spring training baseball and the growth of youth sports in Southern Arizona.

Motion carried to approve (5-0)

11. **PROCUREMENT**

Minority and Woman Owned Business Enterprise Program – Disparity Study

- A. Presentation by D. Wilson Consulting Group, L.L.C. of the Comprehensive Disparity Study of the Pima County MWBE Program.

Motion carried to approve (5-0)

- B. Direction to staff to proceed with the changes identified in the Executive Summary of Disparity Study.

Motion carried to approve (5-0)

- C. RESOLUTION NO. 2008-**265**, of the Pima County Board of Supervisors, approving the extension of the current Pima County MWBE Program to October 7, 2013, and directing amendments to the Pima County Code and related department procedures.

Motion carried to approve (5-0)

DEVELOPMENT SERVICES

12. **Final Plat with Assurances**

P1204-085, The Enclave at Gates Pass II, Lots 22-40 and Common Area A. (District 5)

Motion carried to approve (5-0)

***** HEARINGS *****

FRANCHISES/LICENSES/PERMITS

Agent Change-Acquisition of Control-Restructure

13. 08-03-018, Patricia Ann Martin, Holiday Inn-Tucson, 4550 S. Palo Verde Road, Tucson, Agent Change and Acquisition of Control.

Motion carried to approve (5-0)

Extension of Premises/Patio Permits

14. Albert S. Hall, Jr., Acacia at St. Philips, 4340 N. Campbell Avenue, No. 103, Tucson, Temporary Extension of Premises for October 24, November 1 and 15, and December 13, 2008.

Motion carried to approve (5-0)

15. Matthew Angus McKinnon, Shlomo and Vito's, 2870 E. Skyline Drive, No. 120, Tucson, Temporary Extension of Premises for November 15, 2008.

Motion carried to approve (5-0)

Fireworks Permits

16. Sharmin Pool-Bak, Skyline Country Club, 5200 E. St. Andrews Drive, Tucson, October 11, 2008 at 9:30 p.m.

Motion carried to approve (5-0)

17. Lonnie Lister, Skyline Country Club, 5200 E. St. Andrews Drive, Tucson, October 19, 2008 at 9:30 p.m.

Motion carried to approve (5-0)

18. Lonnie Lister, Skyline Country Club, 5200 E. St. Andrews Drive, Tucson, November 8, 2008 at 8:45 p.m.

Motion carried to approve (5-0)

19. Timalee Hustin, Tucson Country Club, 2950 N. Camino Principal, Tucson, October 11, 2008 at 9:00 p.m.

Motion carried to approve (5-0)

20. Troy Finley, Tucson Country Club, 2950 N. Camino Principal, Tucson, October 26, 2008 at 8:00 p.m.

Motion carried to approve (5-0)

Liquor Licenses

21. 08-33-8955, Eugenia Delfakis Benavente, Lariat Steakhouse and Saloon, 16666 N. Oracle Road, Tucson, Series 6, Bar License, Person Transfer.

Motion carried to approve (5-0)

22. 08-34-8956, Rodney Scott Herbert, Super Stop No. 401, 15841 W. El Tiro Road, Marana, Series 10, Beer and Wine Store License, New License.

Motion carried to approve (5-0)

DEVELOPMENT SERVICES

UNFINISHED BUSINESS (RM 5/13/08, RM 6/3/08 and RM 7/1/08)

Rezoning

23. Co9-07-25, RENOVO VENTURES, L.L.C. – JUNIPER ROAD REZONING
Request of Renovo Ventures, L.L.C., represented by Tim Murray, for a rezoning of 3.4 acres from SR (Suburban Ranch) to CR-2 (Single Residence) and SH (Suburban Homestead) on a property located on the east side of Juniper Road, approximately 1/2 mile west of Thornydale Road. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 8-0 (Commissioner Membrilla was absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS**. (District 1)

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

UNFINISHED BUSINESS (RM 9/9/08)

Rezoning

24. Co18-08-01, TUCSON ELECTRIC POWER CANOA RANCH 138KV SUBSTATION
Request of Tucson Electric Power Company represented by The Planning Center, for a 138kV power substation permit and a waiver from Section 18.070.040(B)(5)(a) and (b) (setback and screening requirements) on a 3 acre site zoned RH (Rural Homestead). The site is located on the southeast corner of the intersection of the alignment of West Duval Mine Waterline Road and I-19, on portions of parcels: 304-69-0460 and 304-69-0530. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 4)

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

NEW BUSINESS

Rezoning

25. Co9-07-26, LAWYERS TITLE OF ARIZONA TRUST NO. 7992T – MAGEE ROAD NO. 2 REZONING
Request of Lawyers Title of Arizona, Trust No. 7992T, represented by Craig Courtney, for a rezoning of 1.95 acres from TR (Transitional) to CB-2 (General Business), on property located on the northwest corner of Magee Road and La Cholla Boulevard. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 9-0 (Commissioner Richey was absent) to recommend **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 1)

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

26. Co9-08-11, LOPEZ – RIVER ROAD REZONING
Request of Gerald and Brenda Lopez, represented by The Planning Center, for a rezoning of 0.83 acres from SH (Suburban Homestead) to TR (Transitional), on property located on the northwest corner of River Road and Keyv Place. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Richey and Membrilla were absent) to recommend **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 1)

Motion carried to approve (5-0)

27. Co9-08-08, RIVERSIDE ASSOCIATES, ET. AL. – RIVER ROAD NO. 2 REZONING
Request of Riverview Associates and Pima County, represented by The Planning Center, for a rezoning of approximately 14.79 acres from SH (Suburban Homestead) to approximately 8.71 acres of TR (Transitional), approximately 4.11 acres of CB-2 (General Business) and approximately 1.97 acres of SH® (Suburban Homestead) (Restricted), on property located on the east and west sides of River Road at Roller Coaster Road, approximately 2,000 feet east of La Cholla Boulevard. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 9-0 (Commissioner Richey was absent) to recommend **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 1)

Without objection, continued to 10/21/08

Modification (Substantial Change) of Rezoning Conditions

28. Co9-88-25, WETMORE NO. 2-7198 – FAIRVIEW AVENUE REZONING
Request of Dobbs Motors of Arizona, represented by The Planning Center, for a modification (substantial change) of Rezoning Condition No. 12, which states, "The Development Plan, when submitted per Chapter 18.71 the Zoning Code (Development Standards), shall adhere to the revised preliminary development plan as presented at the public hearing." The subject property is approximately 6.0 acres, is conditionally zoned CB-2 (General Business Zone), and is located on the southeast corner of Fairview Avenue and Wetmore Road. On motion, the Planning and Zoning Commission voted 9-0 (Commissioner Richey was absent) to recommend **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 3)

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

Zoning Code Text Amendment

29. Co8-08-03, OFF-STREET PARKING AND LOADING STANDARDS TEXT AMENDMENT

An ordinance of the Board of Supervisors relating to zoning; amending the Pima County Zoning Code, Title 18 by amending Chapter 18.75, Off-Street Parking and Loading Standards; amending Section 18.75.030, Off-Street Parking Standards; amending Section 18.75.040, Development Standards; amending Table 18.75-1: Parking Spaces Required; and amending Section 18.75.050, Modification or Waiver of Requirements. On motion, the Planning and Zoning Commission voted 6-2 (Commissioners Poulos and Membrila voted **NAY**, Commissioners Smith and Richey were absent) to recommend **APPROVAL**. Staff recommends **APPROVAL**. (All Districts)

If approved, pass and adopt:

ORDINANCE NO. 2008- 93

Motion carried to approve (4-0)

Waiver of Platting Requirements

30. Co9-08-13, SMITHSON – PINTO LANE REZONING

Request of Ted and Peggy Smithson, represented by Matthew Maynard, for a waiver of the platting requirement of the Lago Del Oro Zoning Plan. The applicant requests a rezoning of 1.49 acres from GR-1 (Rural Residential) to SH (Suburban Homestead) on property located on the east side of the Bowman Road Alignment, approximately 300 feet south of Pinto Lane in Catalina. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Richey and Membrila were absent) to recommend **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 1)

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

31. **Rezoning Ordinances**

A. ORDINANCE NO. 2008-94, Co9-07-15, Bowers Trust – La Cholla Boulevard Rezoning. Owner: Thomas A. Bowers Revocable Trust. (District 1)

Motion carried to approve (5-0)

B. ORDINANCE NO. 2008-95, Co23-07-01, Avra Valley Gateway Specific Plan. Owners: Lewis Holding, L.L.C. and I-10 Avra Valley Mining and Development, L.L.C. (District 3)

Motion carried to approve (5-0)

TRANSPORTATION

32. Abandonment Resolution

RESOLUTION NO. 2008-**266**, of the Board of Supervisors of Pima County, Arizona, abandoning to the Town of Oro Valley that section of La Canada Drive between Rancho Feliz Drive and Lambert Lane, a County highway located within the incorporated limits of the Town of Oro Valley. (District 1)

Motion carried to approve (5-0)

33. Traffic Ordinances

A. ORDINANCE NO. 2008-**96**, of the Board of Supervisors, regulating traffic at the intersection of Northern Hills Drive and Bonita Drive/Las Palmas Drive, in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5-0)

B. ORDINANCE NO. 2008-**97**, of the Board of Supervisors, regulating parking on Ajo Well No. 1 Road, in Pima County, Arizona. Staff recommends **APPROVAL**. (District 3)

Motion carried to approve (5-0)

C. ORDINANCE NO. 2008-**98**, of the Board of Supervisors, regulating traffic on Alvernon Way in Pima County, Arizona. Staff recommends **APPROVAL**. (Districts 1, 2, 3 and 5)

Motion carried to approve (5-0)

34. CALL TO THE PUBLIC

35. ADJOURNMENT

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.
DATE POSTED: 10/1/08
TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, OCTOBER 7, 2008

1. CONTRACTS AND AWARDS

A. Community Development and Neighborhood Conservation

1. RESOLUTION NO. 2008-258, approving an Intergovernmental Agreement with the City of Tucson, to provide for the Northwest Neighborhood Reinvestment Project, 2004 Bond Fund, contract amount \$457,850.00 (01-70-T-141253-0908)

B. Community Services, Employment and Training

2. RESOLUTION NO. 2008-259, approving an Intergovernmental Agreement with the Arizona Department of Economic Security, to provide Title V Vocational Rehabilitation workforce development services to persons with disabilities, General Fund, contract amount \$300,000.00; DES Grant Fund, contract amount \$544,700.00 revenue (01-69-A-141334-0708)
3. RESOLUTION NO. 2008-260, approving an Intergovernmental Agreement with the Arizona Department of Economic Security, to provide workforce development services to enhance coordination of education and workforce services and referrals, DES WIA Grant Fund, contract amount \$70,864.00 revenue (01-69-A-141335-0708)
4. RESOLUTION NO. 2008-261, approving an Intergovernmental Agreement with the Pima Community College District, to provide workforce development services, WIA, Veterans Rehabilitation Services, WIRED and Housing Grant Funds (expenditure determined by client eligibility); General Fund, contract amount \$90,000.00; total contract amount \$909,605.00 (01-69-P-141345-0708)
5. SER-Jobs for Progress for Southern Arizona, Inc., Amendment No. 2, to provide basic education and English as a second language and amend contractual language, WIA Grant Fund, contract amount \$45,500.00 (07-69-S-139738-0707)
6. Arizona Board of Regents, University of Arizona, Amendment No. 2, to provide administration of the Workforce Innovation in Regional Economic Development (WIRED) Program, extend contract term to 6/30/10 and amend contractual language, AZ Department of Commerce WIRED Grant Fund, contract amount \$397,087.00 (01-69-A-140408-0707)
7. Arizona Department of Economic Security, Amendment No. 1, to provide employment and training services to eligible Pima County Workforce Investment Act Program participants and

amend contractual language, WIA Grant Fund, contract amount \$60,000.00 revenue (01-69-A-141029-0408)

8. Goodwill Industries of Southern Arizona, Inc., to provide staff to assist with employer outreach services, U. S. Dept. of Labor and DES Grant Funds (expenditure determined by client eligibility); General Fund, contract amount \$5,000.00; total contract amount \$50,548.40 (07-69-G-141333-1008)
9. Catholic Community Services of Southern Arizona, Inc., d.b.a. Community Outreach Program for the Deaf, to provide cognitive skills workshops to Pima County One Stop participants, U. S. Dept. of Labor and DES Grant Funds (expenditure determined by client eligibility); General Fund, contract amount \$2,500.00; total contract amount \$24,500.00; (07-69-C-141352-0708)

C. County Administrator

10. Humane Borders, Inc., to provide for the provision of water distribution services in remote areas of Pima County, General Fund, contract amount \$25,000.00 (11-30-H-141326-0708)

Motion carried to approve (4-1)

D. County Attorney

11. Howard Baldwin, Esquire, Amendment No. 1, to provide legal representation relating to the Boards of Adjustment and extend contract term to 1/31/10, General Fund, contract amount \$25,000.00 (17-02-B-139388-0207)
12. Arizona Criminal Justice Commission, to provide for staff assigned to the Pima County/Tucson Metro Narcotics Alliance, H.I.D.T.A. Grant Fund, contract amount \$160,767.00 revenue (02-02-A-141331-1007)

E. Office of Court Appointed Counsel

Award

13. Award of Contracts, for representation of indigent persons in guardianship proceedings under A.R.S. Title 14, Chapter 5. The contracts will be for a three-year period and shall not exceed \$50,000.00 each for the attorneys listed below. Total contract amount \$1,100,000.00. Funding Source: General Fund.

No.	Attorney	No.	Attorney
0900079	Manuel H. Garcia	0900327	Duffield Young Adamson, P.C.
0900234	Ronald W. Sommer	0900431	Villarreal Law Office, P.C.
0900246	Heather Anson	0900470	Phillip B. Tor
0900247	King and Frisch, P.C.	0900471	Denice R. Shepherd
0900248	Rednour Law Offices P.L.L.C.	0900472	Willman Law Firm
0900249	Snell and Wilmer, L.L.P.	0900473	John S. O'Dowd
0900250	Jeffrey G. Buchella	0900474	Kate McMillian, LTD.
0900252	Jacqueline Wohl	0900475	Cynthia D. Ettinger

0900254 Bob R. Gary
0900257 Bogutz and Gordon, P.C.
0900258 Ralles Law Firm, P.C.

0900476 D. Jesse Smith
0900479 Judith Witt Palmer
0900772 Deborah Chisholm Scott

F. Economic Development and Tourism

14. The Critical Path to Accelerate Therapies, d.b.a. The Critical Path Institute, Amendment No. 3, to provide equipment and personnel, extend contract term to 7/1/09 and amend contractual language, General Fund, contract amount \$375,000.00 (11-71-C-137133-1005)

G. Facilities Management

15. Holualoa Pioneer, L.L.C., Amendment No. 4, to provide a Lease Agreement for the Graphic Design Office at 100 N. Stone Avenue and extend contract term to 11/30/11, General Fund, contract amount \$415,572.72 (04-13-C-127464-1100)

H. Finance

16. Government Finance Officers Association of the United States and Canada, to provide enterprise resource planning system needs assessment, system selection and vendor evaluation services, General Fund, contract amount \$142,360.00 (07-09-G-141351-1008)

I. Health Department

17. RESOLUTION NO. 2008-**262**, approving an Intergovernmental Agreement with the Green Valley Fire District, to provide assistance to the Pima County Office of Emergency Management and Homeland Security in regional hazmat team and regional technical rescue team drills to exercise and test components of the local response system, State Homeland Security Grant Fund, contract amount \$27,520.00 (01-01-G-141332-1008)
18. Southern Arizona AIDS Foundation, Amendment No. 2, to provide medical services for the Points of Health Project and amend contractual language, Southern Arizona AIDS Foundation Grant Fund, contract amount \$8,671.00 revenue (18-01-S-140382-1007)

J. Pima Health System

19. KPS Mountain, Inc., d.b.a. Kindred Pharmacy Services, Amendment No. 5, to provide pharmaceutical and equipment services to Posada Del Sol Health Care Center, extend contract term to 9/30/09 and amend contractual language, no cost (18-15-K-135050-1004)

20. Palo Verde Surgical Associates, P.C., Amendment No. 4, to provide surgery services, extend contract term to 9/30/09 and amend contractual language, no cost (18-15-P-135247-1104)
21. Arizona Department of Economic Security, Amendment No. 11, to provide for home and community based services and amend contractual language, no cost (01-15-D-137491-0705)
22. Arizona Consumer Direct Personal Care, L.L.C., Amendment No. 5, to provide non-skilled home care services and amend contractual language, PHCS Enterprise Fund, contract amount \$2,000,000.00 (07-15-A-139487-0407)
23. Emmanuel Care Home, Inc., d.b.a. Emmanuel Care Home II, Amendment No. 1, to provide assisted living home services, extend contract term to 8/31/09 and amend contractual language, PHCS Enterprise Fund, contract amount \$50,000.00 (07-15-E-140099-0907)
24. Leonor Arroyo, d.b.a. Autumn House, Amendment No. 1, to provide assisted living home services, extend contract term to 8/31/09 and amend contractual language, PHCS Enterprise Fund, contract amount \$50,000.00 (07-15-A-140107-0907)
25. Sher-Lan, L.L.C., d.b.a. Elder Care and More, Amendment No. 1, to provide assisted living home services, extend contract term to 8/31/09 and amend contractual language, PHCS Enterprise Fund, contract amount \$150,000.00 (07-15-S-140112-0907)
26. Northwest Allied Physicians, L.L.C., Amendment No. 1, to provide primary care physician and specialty services and amend contractual language, no cost (18-15-N-140176-1007)
27. La Paloma Home for the Aging, L.L.C., d.b.a. La Paloma Home for the Aging, Amendment No. 1, to provide assisted living home services, extend contract term to 8/31/09 and amend contractual language, PHCS Enterprise Fund, contract amount \$50,000.00 (07-15-L-140212-0907)
28. Espinosa Care L.L.C., d.b.a. Heatherwood, Amendment No. 1, to provide assisted living home services, extend contract term to 8/31/09 and amend contractual language, PHCS Enterprise Fund, contract amount \$150,000.00 (07-15-E-140213-0907)
29. Freedom Manor Inc., d.b.a. Freedom Manor-Cody's House, Amendment No. 1, to provide assisted living home services, extend contract term to 8/31/09 and amend contractual language, PHCS Enterprise Fund, contract amount \$150,000.00 (07-15-F-140216-0907)

30. Ubaldina R. Trejo, d.b.a. Care Haven III, Amendment No. 1, to provide assisted living home services, extend contract term to 8/31/09 and amend contractual language, PHCS Enterprise Fund, contract amount \$300,000.00 (07-15-T-140565-0108)
31. Hanger Prosthetics and Orthotics West, Inc., Amendment No. 1, to provide durable medical equipment, orthotics and prosthetics and amend contractual language, PHCS Enterprise Fund, contract amount \$250,000.00 (18-15-H-140679-0108)
32. Pima Council on Aging, Amendment No. 1, to provide respite case management, personal care and housekeeping services and amend contractual language, PHCS Enterprise Fund, contract amount \$56,000.00 revenue (07-15-P-140966-0708)

K. Procurement

33. Kone, Inc., Amendment No. 6, to provide vertical transportation maintenance services and amend contractual language, General Fund, contract amount \$165,000.00 (11-13-K-136346-0605)
Facilities Management

Awards

34. Amendment of Award: DeConcini, McDonald, Yetwin and Lacey, P.C., Blanket Contract No. B503939, Amendment No. 2, to provide legal representation to the Merit System Commission/ Law Enforcement Council, extend contract term to 11/29/09, and increase award in the amount of \$15,000.00. Funding Source: General Fund, Administering Department: Human Resources.
35. Limited Competition: Award of Contract, Requisition No. 0900477, in the amount of \$150,000.00 for the management and operation of the Pima County native plant nursery to Tucson Botanical Gardens (Headquarters: Tucson, AZ). Contract is for a one-year term and includes four one-year renewal periods. The limited competition procurement for this award was conducted in accordance with Pima County Procurement Code 11.12.060. The contract will be retroactive to 7/1/08. Funding Source: General Fund. Administering Department: Natural Resources, Parks and Recreation.
36. Award of Contract, Requisition No. 0803032, in the amount of \$3,222,159.00 to the lowest responsive bidder meeting the minimum MBE goal, The Ashton Company, Inc., (Headquarters: Tucson, AZ) for the construction of the Houghton/Sahuarita Intersection Improvement Project. Contract shall be for fifteen months to cover a construction time of 150 working days. Funding Source: RTA Revenue Tax Fund. Administering Department: Transportation.

37. Award of Contract, Requisition No. 0803098, to Black and Veatch Corporation (Headquarters: Kansas City, MO), the highest-ranked respondent for engineering services for the Ina Road WRF Digester Gas Equipment Replacement Project. The contract amount shall not exceed \$450,000.00. 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: Brown and Caldwell, and CH2M Hill Inc. Funding Source: Wastewater Management System Development Fund. Administering Department: Regional Wastewater Reclamation Department.

L. Public Works

38. RESOLUTION NO. 2008-**263**, approving an Intergovernmental Agreement with the Pima County Flood Control District, to provide for the transfer of salvaged mobile or manufactured homes, no cost (01-70-P-141293-1008)

M. Regional Wastewater Reclamation

39. Arizona Board of Regents, University of Arizona, Water Quality Center, Amendment No. 2, to provide an Industry/University Cooperative Research Center Membership Agreement relating to research on biosolids reuse on mine tailings and agricultural farms, extend contract term to 12/31/09 and amend contractual language, Regional Wastewater Enterprise Fund, contract amount \$107,221.70 (01-03-A-139664-0707)

Without objection, continued to 11/4/08

N. Sheriff

40. Town of Sahuarita, Amendment No. 2, to provide public safety dispatch services and management of dispatch logs, extend contract term to 6/12/09 and amend contractual language, General Fund, contract amount \$65,148.00 revenue (01-11-S-138084-0606)

O. Superior Courts

41. Arizona Superior Court, Pima County Consolidated Justice Court and City of Tucson Court, Amendment No. 1, to provide for the provision of twice-a-day initial appearances and extend contract term to 6/30/09, General Fund, contract amount \$148,000.00 (01-18-T-140195-0707)

P. Transportation

42. Juan and Patricia Navarrete, to provide artist services for the I-19 Northbound Frontage Road, Canoa Road to Continental Road Project, 1997 Bond (23%), RTA (24%), HURF (36%) and

Impact Fee (17%) Funds, contract amount \$150,000.00 (07-04-N-141349-1008)

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

A. **Air Quality Hearing Board**

Appointment of Dr. William S. Nevin, M.D., to replace Dr. Caryl Brailsford. Term expiration: 10/31/11. (Staff recommendation)

B. **Tucson-Pima County Bicycle Advisory Committee**

Reappointment of Norman Land. Term expiration: 6/30/10. (District 1)

C. **Pima County Election Integrity Commission**

Appointment of Michael Duniho. Term expiration: 10/31/10. (District 4)

D. **Flood Control District Advisory Committee**

Ratification of appointments for the City of South Tucson Representatives: Joel Gastelum to replace David Ruelas; and, Josue Licea, Alternate, to replace Joel Gastelum. No term expiration. (City of South Tucson recommendations)

E. **Housing Commission**

Appointment of Brad Smith to fill the unexpired term of Steve Craddock. Term expiration: 12/31/08. (District 4)

F. **Metropolitan Education Commission**

Appointment of Dr. Harriett Scarborough, representing Minority Group (Tucson Urban League) replacing Henrietta Shepard. Term expiration: 9/16/11. (Commission recommendation)

Re-appointment of Rhonda Ball, representing Teachers Grades 9-12 (Arizona Education Association). Term expiration: 11/16/11. (Commission recommendation)

G. **Self-Insured Trust Fund Committee**

Appointment of Maria Luna to fill the unexpired term of Merrill Holpert. Term expiration: 12/31/08. (Committee recommendation)

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

A. Maya T. Luria, Tucson Culinary Festival, Loews Ventana Canyon Resort, 7000 N. Resort Drive, Tucson, October 24 and 25, 2008.

B. William D. Woodruff, Corpus Christi Church Activities Group, 300 N. Tanque Verde Loop Road, Tucson, October 3, 2008.

C. Colleen George Walech, Casa de Esperanza, 780 S. Park Centre Avenue, Green Valley, October 12, 2008.

- D. Colleen George Walech, Casa de Esperanza, 780 S. Park Centre Avenue, Green Valley, November 9, 2008.
- E. Colleen George Walech, Casa de Esperanza, 780 S. Park Centre Avenue, Green Valley, April 26, 2009.
- F. Colleen George Walech, Casa de Esperanza, 780 S. Park Centre Avenue, Green Valley, May 17, 2009.
- G. Laurie Buckelew, Three Point Fire Local 3504 Union Fire Fighters, Buckelew Farms, 17000 W. Ajo Way, Tucson, October 10, 11 and 12, 2008.
- H. Laurie Buckelew, Three Point Fire Local 3504 Union Fire Fighters, Buckelew Farms, 17000 W. Ajo Way, Tucson, October 17, 18 and 19, 2008.
- I. Laurie Buckelew, Three Point Fire Local 3504 Union Fire Fighters, Buckelew Farms, 17000 W. Ajo Way, Tucson, October 24, 25 and 26, 2008.

4. **TREASURER'S OFFICE**

A. **Certificates of Removal and Abatement**

Pursuant to A.R.S. §42-18353, approval of the Certificates of Removal and Abatement for the following:

Real Property	\$8,725.63
Abatement Nos. 400153 through 400159	
Personal Property	<u>\$ 13,457.46</u>
Abatement Nos. 500313 through 500347	
TOTAL	<u>\$ 22,183.09</u>

B. **Certificates of Clearance pursuant to A.R.S. §42-19118**

Name on Assessor's Record	Reference No.	Tax Year
A Better Rate Insurance	06012183465	2006
A Better Rate Insurance	07012183465	2007
Abygail's Fine Bakery and Café	06012177625	2006
Aguaro, Francisco Abelardo	07011153004	2007
Altpeter, Michael	07011134958	2007
Araiza, Juan	05011155727	2005
Araiza, Juan	06011155727	2006
Araiza, Juan	07011155727	2007
Araque, Ruben	04011140238	2004
Araque, Ruben	05011140238	2005
Araque, Ruben	06011140238	2006
Araque, Ruben	07011140238	2007
Arizona Professional Transport	05012176060	2005
As Seen on TV	03012112459	2003
As Seen on TV	04012112459	2004
As Seen on TV	05012112460	2005
Attwood, James Alvarez	03011126547	2003
Aztec Air Conditioning, Inc.	04011140237	2004

Name on Assessor's Record	Reference No.	Tax Year
Aztec Air Conditioning, Inc.	05011140237	2005
Aztec Air Conditioning, Inc.	06011140237	2006
Aztec Air Conditioning, Inc.	07011140237	2007
Ballinger, Eunice	05011126824	2005
Barker, James L. Sr. or Elizabeth	07011134322	2007
Bellevue Court	07011127678	2007
Boals, Byron B. or Gladys Ann	05011148886	2005
Boals, Byron B. or Gladys Ann	06011148886	2006
Boals, Byron B. or Gladys Ann	07011148886	2007
Boals, Byron B. or Gladys Ann	05011148892	2005
Boals, Byron B. or Gladys Ann	06011148892	2006
Boals, Byron B. or Gladys Ann	07011148892	2007
Botanica la Guadalupeana	05012175927	2005
Busy Bubble	05012173330	2005
Butterbrodt, Paul R.	06011126358	2006
Cactus Gardens Home Community TR	05011151016	2005
Cactus Gardens Home Community TR	06011151016	2006
Cactus Gardens Home Community TR	07011125391	2007
Cates, John L.	06011142312	2006
Coco's	06012001695	2006
Cooper, Raymond Jr.	05011132617	2005
Cooper, Raymond Jr.	06011132617	2006
Cooper, Raymond Jr.	07011132617	2007
Cordova, Rafael	06011189900	2006
Cordova, Rafael	07011189900	2007
Creative Expressions	07012197255	2007
Cutters, Inc. The/Borics Haircare	04012067964	2004
Davila, Eulalio	06011159568	2006
Davila, Eulalio	07011159568	2007
De la Rocha Movers, L.L.C.	04011131173	2004
De la Rocha Movers, L.L.C.	05011131173	2005
De la Rocha Movers, L.L.C.	06011131173	2006
De la Rocha Movers, L.L.C.	07011131173	2007
Dickey, Lawrence or Mary E.	05011139367	2005
Duffey, Winifred	07011130330	2007
El Alamo Dulceria	06012119145	2006
Elias, Plutarco or Matilde	07011139523	2007
Elmer, Jason B. or Roberta	06011140062	2006
Elmer, Jason B. or Roberta	07011140062	2007
Esry, Jason Wayne	04011127109	2004
Esry, Jason Wayne	05011127109	2005
Esry, Jason Wayne	06011127109	2006
Esry, Jason Wayne	07011127109	2007
Ford, Frank or Bonny E.	07011159808	2007
Four 12 Development, L.L.C.	06011128655	2006
Four 12 Development, L.L.C.	07011128655	2007
Fuchs, Michael	05012113222	2005
Fuchs, Michael	06012113222	2006
Gallego, Jose Luis	07011150658	2007
Gastelum, Ruben	00011036270	2000
Gonzalez, Maria Lugo	07011135915	2007
Hammond, Stacy	07011146399	2007
Hannes, Peter J.	07011190435	2007
Harbour, Ed	04011153279	2004
Harbour, Ed	05011153279	2005
Harbour, Ed	06011153279	2006
Harbour, Ed	07011153279	2007
Harris, Jerry or Annette	07011157225	2007

Name on Assessor's Record	Reference No.	Tax Year
Hergenreter, Janice K.	07011189906	2007
Hyfield, David Lee	07011143709	2007
Ikalka, Perry K.	06011162352	2006
Johnson, Mary C.	07011203934	2007
Kjellstrom, Kreg A.	05011147237	2005
Kjellstrom, Kreg A.	06011147237	2006
Kjellstrom, Kreg A.	07011147237	2007
Longfellow, L. W.	05011139075	2005
Longfellow, L. W.	07011139075	2007
Lopez, Javier	07011138578	2007
Lozano, Abel	06011156391	2006
Lozano, Abel	07011156391	2007
Maldonado, Monserrate	06011158888	2006
Maldonado, Monserrate	07011158888	2007
Marquez, Sal	07011162620	2007
Martinez, Angelita	07011133434	2007
Maxwell, Franklin Herbert	06011190703	2006
Maxwell, Franklin Herbert	07011190703	2007
McKenzie, Carol	07011135540	2007
Mejia, Max	01021009780	2001
Mendoza, Virginia	05011125562	2005
Mendoza, Virginia	06011125562	2006
Mendoza, Virginia	07011125562	2007
Moreno, Alejandro Fuentes	07011144984	2007
Morris, Gregory M.	06011172274	2006
Muir, Doug	06011126941	2006
Muir, Doug	07011126941	2007
Muir, Doug	06011143657	2006
Muir, Doug	07011143657	2007
Ogletree, Lanie E.	07011149801	2007
Oquita, Luis	07011172992	2007
Orlando, Norma A.	07011146769	2007
Palafox, Leticia	04011147435	2004
Postal Connection	07012177650	2007
Rascon, Lupita	06011145002	2006
Rascon, Lupita	07011145002	2007
Rascon, Tony	07011156629	2007
Raw Food Boot Camp	07012197403	2007
Ray, Barry O. or Sandra G. N.	05011147362	2005
Razberi Beads	07012191321	2007
Rice, Sandy	07011138788	2007
Robert Raike's Artists Gallery	07012200709	2007
Robinson, Mark V. or Anna K.	07011138916	2007
Russell, Martin J.	06011189651	2006
Russell, Martin J.	07011189651	2007
Slade, Paul or Cindy	07011137073	2007
Sobampo, Mario A.	06011140615	2006
Sobampo, Mario A.	07011140615	2007
Specialty Cleaning Service	05012165361	2005
Sterner, Lida R.	05011152167	2005
Sterner, Lida R.	06011152167	2006
Sterner, Lida R.	07011152167	2007
Stone, Mark	04011163904	2004
Stone, Mark	05011163904	2005
Stone, Mark	06011163904	2006
Stone, Mark	07011163904	2007
Terminal Finance Corporation	03016122872	2003
Terminal Finance Corporation	03016122874	2003

Name on Assessor's Record	Reference No.	Tax Year
Tucson N.S.E. 2, L.L.C.	07012194403	2007
Vasquez, Olga	07011173024	2007
White, Terry T. or Milo W.	04011171942	2004
Wiebenga, Bruce Alan	07011129431	2007
Williams, Marilyn	00031000219	2000
Williams, Marilyn	01021007328	2001

5. RATIFY AND/OR APPROVE

Minutes: August 18, 2008
Warrants: September, 2008

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

October 7, 2008 9:00 a.m.

... 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 a tax appeal settlement recommendation in Wing and Lei Co-1, L.L.C. v. Pima County, Tax Parcel No. 133-30-090A, Arizona Tax Court Case No. TX2007-000467.

Motion carried to accept the County Attorney's Office and Assessor's recommendation (5-0)

- B. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding approval of a settlement recommendation in Asarco, L.L.C., Bankruptcy Case No. 05-21207 (S. Dist. TX).

Motion carried to accept the County Attorney's Office recommendation (5-0)

- C. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a request that Pima County waive a concurrent conflict of interest to allow the Pima County Attorney's Office to represent the Pima County Board of Adjustment, District 4 in Friends of Madera Canyon v. Pima County Board of Adjustment, District 4, et. al., Superior Court Cause No. C20084694.

Motion carried to waive conflict (5-0)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

1. BOARD OF SUPERVISORS

Direction to County Administrator to instruct appropriate Pima County staff members to conduct training for Public Works officials—administrative officials, department heads and their assistants—on the Sonoran Desert Conservation Plan and its relationship to the Clean Water Act, with emphasis on how the Clean Water Act applies to Santa Cruz River tributaries. (District 5)

Motion carried to approve (5-0)

2. **COUNTY ADMINISTRATOR**

RESOLUTION NO. 2008-**267**, of the Pima County Board of Supervisors, authorizing submittal of four applications to the Arizona State Land Department to purchase the remaining four lands reclassified for conservation under the Arizona Preserve Initiative at public auction.

Motion carried to approve (4-0)

3. **DIVISION OF ELECTIONS**

Pursuant to A.R.S. §16-241(C), notification of receipt and direction to staff to publish the Proclamation of the Governor of the State of Arizona proclaiming "General Election 2008."

Motion carried to approve (4-0)

4. **HEALTH DEPARTMENT**

RESOLUTION NO. 2008-**268**, of the Pima County Board of Supervisors, accepting the State of Arizona Department of Homeland Security Awards in the amount of \$1,851,200.00 for the support of the Pima County Office of Emergency Management.

Motion carried to approve (4-0)

5. **CONTRACTS**

A. **Community Services**

1. Goodwill Industries of Southern Arizona, Amendment No. 2, to provide workforce development services, extend contract term to 10/31/08 and amend scope of work, U. S. Department of Labor and DES WIA Funds, contract amount \$1,500.00 (11-69-G-139644-0707)

Motion carried to approve (4-0)

2. City of South Tucson, Amendment No. 1, to provide youth work skill activities to maintain and repair worn public art work and amend contractual language, City of South Tucson Grant Fund, contract amount \$7,824.92 revenue (01-69-S-140917-0208)

Motion carried to approve (4-0)

3. SER Jobs for Progress, Inc., Amendment No. 1, to provide basic education to youth attending the Las Artes Program and amend contractual language, WIA Grant Fund, contract amount \$40,200.00 (07-69-S-141085-0708)

Motion carried to approve (4-0)

4. Cochise Private Industry Council, to provide employment and training services, U.S. Department of Labor and DES WIA Grant Funds, (expenditure determined by client eligibility); General Fund, contract amount \$5,000.00; total contract amount \$24,000.00 (07-69-C-141401-0908)

Motion carried to approve (4-0)

B. Health Department

5. RESOLUTION NO. 2008-269, approving an Intergovernmental Agreement with the Northwest Fire District, to provide for training, Federal and State Homeland Security Grant Funds, contract amount \$85,000.00 (01-01-N-141404-1008)

Motion carried to approve (4-0)

6. BOARDS, COMMISSIONS AND/OR COMMITTEES

A. Board of Adjustment No. 4

Appointment of Suzanne Blodgett, to replace Chet Davis. Term expiration: 10/31/12. (District 4)

Motion carried to approve (4-0)

B. Board of Adjustment No. 5

Appointment of Roger C. Wolf, to fill the unexpired term of Michael Addis. Term expiration: 8/31/09. (District 5)

Motion carried to approve (4-0)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.
DATE POSTED: 10/3/08
TIME POSTED: 11:00 A.M.

ADDENDUM

Pima County Board of Supervisors' Meeting

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

October 7, 2008 9:00 a.m.

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

Pima County Election Integrity Commission

Appointment of Benny White, Pima County Republican Party representative. Term expiration: 10/31/10. (Pima County Republican Party)

Motion carried to approve (3-0)

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

DATE POSTED: 10/6/08

TIME POSTED: 12:45 P.M.