

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

June 16, 2009 9:00 a.m.

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

Presentation of a proclamation proclaiming June 20, 2009, to be:

"WORLD REFUGEE DAY"

Motion carried to approve (5/0)

... EXECUTIVE SESSION

Call to the Public (for Executive Session items only)

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 Desert Springs Equestrian Center, L.L.C. v Pima County, Pima County Superior Court Cause No. C20093791.

Motion carried to proceed as discussed in Executive Session (5/0)

(Clerk's Note: See Zoning Enforcement Board of Appeals.)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... FLOOD CONTROL DISTRICT BOARD

Riparian Habitat Mitigation Plan

Staff requests approval of the Riparian Habitat Mitigation Plan for the Tucson Electric Power Canoa Ranch Substation, south of Green Valley and east of I-19, on the northern portion of Canoa Ranch. (District 4)

Motion carried to approve (5/0)

... **ZONING ENFORCEMENT BOARD OF APPEALS**

UNFINISHED BUSINESS (RM 6/17/08 and RM 3/10/09)

A. **Executive Session**

Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding the appeal of the decision of the Hearing Officer in Case No. P07ZV00758-2, 3, 4, 5 and 6, Robert and Teresa Kern. The Board may also during the course of the hearing and upon motion, enter into executive session.

B. **Appeal of Hearing Officer's Decision**

P07ZV00758-2, 3, 4, 5 and 6, Robert and Teresa Kern

In accordance with the Pima County Zoning Code Section 18.95.030D, Robert and Teresa Kern appeal the decision of the Hearing Officer in Case No. P07ZV00758-2, 3, 4, 5 and 6, regarding violations of the following sections of the Pima County Zoning Code: 18.14.020 and 18.14.030, stored vehicles not allowed in GR-1 Zone; 18.79.100A, banner sign not allowed in GR-1 Zone; 18.01.030E.1, structure without permit-hay barn; 18.01.030E.1, structure without permit-metal shed; and 18.01.030D, non-adherence to a development plan. The property is located at 3302 E. Edwin Road. (District 1)

Without objection, this item was continued to 12/2009

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 Item CC 1. B. 3 (4/1)

7. **BOARD OF SUPERVISORS**

A. RESOLUTION NO. 2009 - **120**, of the Pima County Board of Supervisors, supporting the grant application by Ajo Ambulance, Inc., to the Gila River Indian Community for a portion of its annual contribution to cities, towns and counties in the amount of \$23,839.12. (District 3)

Motion carried to approve (5/0)

- B. RESOLUTION NO. 2009 - **121**, of the Pima County Board of Supervisors, supporting the grant application by Ajo Ambulance, Inc., to the Pascua Yaqui Tribe for a portion of the tribe's annual contribution to cities, towns and counties in the amount of \$23,839.12. (District 3)

Motion carried to approve (5/0)

8. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

- A. RESOLUTION NO. 2009 - **122**, of the Board of Supervisors of Pima County, to support the Hohokam Middle School application for a \$10,370.00 grant for the Hohokam Youth in Wilderness Project from the 12% local revenue-sharing contribution of the Pascua Yaqui Tribe.

Motion carried to approve (5/0)

- B. RESOLUTION NO. 2009 - **123**, of the Board of Supervisors of Pima County, to support the Hohokam Middle School application for a \$55,000.00 grant for technology equipment from the 12% local revenue-sharing contribution of the Pascua Yaqui Tribe.

Motion carried to approve (5/0)

- C. RESOLUTION NO. 2009 - **124**, of the Board of Supervisors of Pima County, to support the Literacy Volunteers of Tucson application for a \$30,000.00 grant for the Basic Literacy Capacity Building Initiative from the 12% local revenue-sharing contribution of the Pascua Yaqui Tribe.

Motion carried to approve (5/0)

- D. RESOLUTION NO. 2009 - **125**, of the Board of Supervisors of Pima County, to support the Arizona's Children Association application for a \$59,741.00 grant for the Kinship and Adoption Resource and Education Family Center from the 12% local revenue-sharing contribution of the Pascua Yaqui Tribe.

Motion carried to approve (5/0)

- E. RESOLUTION NO. 2009 - **126**, of the Board of Supervisors of Pima County, to support the Special Olympics application for a \$50,000.00 Arizona grant for the Training for Life Continuum from the 12% local revenue-sharing contribution of the Pascua Yaqui Tribe.

Motion carried to approve (5/0)

9. **HEALTH DEPARTMENT**

RESOLUTION NO. 2009 - **127**, of the Board of Supervisors of Pima County, Arizona, accepting the Arizona Department of Emergency and Military Affairs, Arizona Division of Emergency Management award in the amount of \$312,606.00, for the support of the Pima County Office of Emergency Management.

Motion carried to approve (5/0)

10. **DEVELOPMENT SERVICES**

Final Plat with Assurances

P1204-118, Tecolote Estates, Lots 1 – 8 and Common Areas A and B. (District 1)

Motion carried to approve (5/0)

11. **SHERIFF**

RESOLUTION NO. 2009 - **128**, of the Board of Supervisors of Pima County, authorizing the Pima County Sheriff's Department to submit a grant application to the Governor's Office of Highway Safety for DUI enforcement and equipment in the amount of \$618,075.00.

Motion carried to approve (5/0)

***** HEARINGS *****

FRANCHISES/LICENSES/PERMITS

Liquor Licenses

12. 09-05-8975, Rafael Silvas Martinez, Super Carniceria del Valle, 2611 W. Drexel Road, Tucson, Series 10, Beer and Wine Store License, New License.

Motion carried to approve (5/0)

13. 09-06-8976, Daniel Dominic Scordato, Pizzeria Vivace, 4280 N. Campbell Ave. Suite 55, Tucson, Series 12, Restaurant License, On Sale, All Liquors, New License.

Motion carried to approve (5/0)

14. 09-07-8977, Robert Joseph Andre Prevost, Tucson Raceway Park, 11955 S. Harrison Road, Tucson, Series 7, Beer and Wine Bar, On-Sale Beer and Wine, Person Transfer.

Motion carried to approve (5/0)

15. 09-08-8978, Lauren Kay Merrett, Westward Look Resort, 245 East Ina Road, Tucson, Series 11, Hotel/Motel (with Restaurant) License, New License.

Motion carried to approve (5/0)

16. 09-09-8979, Phillip Gerard Hesslan, Phillip's Italian and American Cuisine, 6060 N. Oracle Road, Series 12, Restaurant License, New License.

Motion carried to approve (5/0)

Fireworks Permits

17. Ben Pell, Skyline Country Club, 5200 E. St. Andrews Drive, Tucson, July 4, 2009, at 8:30 p.m.

Motion carried to approve (5/0)

18. Dan LaRouere, La Paloma Country Club, 3660 E. Sunrise Drive, Tucson, July 4, 2009, at 8:30 p.m.

Motion carried to approve (5/0)

19. Chief David Tibbitt, Ajo Fire Department, P. O. Box 909, Ajo, July 4, 2009, at 9:00 p.m.

Motion carried to approve (5/0)

Extension of Premises/Patio Permit

20. Ricardo Quintela, Mad Cow Bar, 2660 W. Ruthrauff Rd., Tucson, Temporary Extension of Premises for July 1, August 5, September 2, October 7, November 4 and December 2, 2009.

Motion carried to approve (5/0)

21. DIVISION OF ELECTIONS

ORDINANCE NO. 2009 - 58, of the Board of Supervisors of Pima County, Arizona, amending fees for election related services provided by the Pima County Elections Department.

Motion carried to approve (5/0)

DEVELOPMENT SERVICES

UNFINISHED BUSINESS (RM 6/2/09)

Conditional Use Permit

22. P21-09-010, TUCSON AUDUBON SOCIETY - W. HARDY ROAD
Request of the Tucson Audubon Society, on property located at 3835 W. Hardy Road, in the SR Zone for a Conditional Use Permit for a Community Service Agency. Chapter 18.97, in accordance with Sections 18.17.030C7 of the Pima County Zoning Code, allows a Community Service Agency as a Type II Conditional Use in the SR zone. The Hearing Administrator recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 1)

Motion carried to approve as amended (5/0)

NEW BUSINESS

Zoning Code Text Amendment

23. Co8-08-04, ZONING PERMITS; WATER DISTRIBUTION INSTALLATIONS; CONDITIONAL USE PERMITS FOR RESTAURANTS SERVING LIQUOR; MU ZONE SPECIAL USE PERMITS; SELF-STORAGE PERIMETER WALLS; BUFFER OVERLAY ZONE DESIGN REVIEW COMMITTEE SITE ANALYSIS REVIEW; AND NATIVE PLANT PRESERVATION ADDITIONAL ALTERNATIVE PRESERVATION METHOD
An ordinance of the Pima County Board of Supervisors relating to Zoning; amending the Pima County Zoning Code, Title 18 by clarifying Section 18.01.030, Application of Zoning Code; amending Chapters 18.12, IR (Institutional Reserve Zone); 18.13, RH (Rural Homestead Zone) and 18.14, GR-1 (Rural Residential) to eliminate conditional use permit requirements relating to water distribution installations; modifying Section 18.37.020, MU (Multiple Use Zone) conditional uses to clarify the permit as the MU Special Use Permit; modifying Section 18.43.030, CB-1 (Local Business, Permitted Uses) to eliminate requirement of conditional use permit to serve liquor in a restaurant; amending Chapter 18.45, CB-2 (General Business Zone) and Section 18.45.030, Permitted Uses, Subsection F, to delete the perimeter wall requirement and clarify that landscaping standards apply; modifying Chapter 18.67, Buffer Overlay Zone, by amending Section 18.67.070, Rezoning and Specific Plan Procedural Requirements, to delete the Design Review Committee review requirement; and amending Section 18.72.090, Native Plant Preservation, Applicability and Exceptions, to add a preservation method. On motion, the Planning and Zoning Commission voted 6-1 (Commissioner Membrilla voted NAY, Commissioners Smith and Richey were absent) to recommend **APPROVAL**. Staff recommends **APPROVAL**. (All Districts)

If approved, pass and adopt:

ORDINANCE NO. 2009 - **59**

Motion carried to approve (5/0)

24. Co8-09-01, DEVELOPMENT SERVICES FEE SCHEDULE AMENDMENT

ORDINANCE NO. 2009 60, of Pima County, Arizona; relating to building and zoning fees for other services provided by the Development Services Department; amending Section 2 of Ordinance No. 2003-27 and Section 4 of Ordinance No. 1997-46. (All Districts)

Motion carried to approve (5/0)

Rezoning

25. Co9-08-20, FIDELITY NATIONAL TITLE, TR 60357 – HARRINGTON STERLING PLACE REZONING

Request of Fidelity National Title, Trust 60357, represented by The WLB Group, for a rezoning of approximately 2.76 acres from SR (Suburban Ranch) to CR-1 (Single Residence), on property located on the northeast corner of the intersection of Harrington Sterling Place and Limberlost Road, approximately 1,500 feet west of Soldier Trail. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Smith and Richey were absent) to recommend **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 4)

Motion carried to approve (5/0)

Rezoning Ordinances

26. ORDINANCE NO. 2009 - 61, Co9-08-18, Huizar – Los Reales Road Rezoning. Owner: Jose Huizar. (District 2)

Motion carried to approve (5/0)

27. ORDINANCE NO. 2009 - 62, Co9-08-19, Sierra Bravo Properties, L.L.C. - La Cholla Boulevard Rezoning. Owner: Sierra Bravo Properties, L.L.C. (District 1)

Motion carried to approve (5/0)

Rezoning Resolutions

28. RESOLUTION NO. 2009 - 129, Co9-03-32, Lee, et. al. – Orange Grove Road Rezoning. Owners: Tony and Bella Lee Family Revocable Trust. (District 1)

Motion carried to approve (5/0)

29. RESOLUTION NO. 2009 - 130, Co9-01-45, Casas Adobes Baptist Church – La Cholla Boulevard No. 3 Rezoning. Owners: Sierra Bravo Properties, L.L.C. (District 1)

Motion carried to approve (5/0)

TRANSPORTATION

30. **Traffic Resolution**

RESOLUTION NO. 2009 - 131, of the Board of Supervisors of Pima County, Arizona, temporarily closing segments of Ajo Streets in Pima County for the 4th of July Parade. Staff recommends **APPROVAL**. (District 3)

Motion carried to approve (5/0)

31. **CALL TO THE PUBLIC**

32. **ADJOURNMENT**

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

DATE POSTED: 6/10/09

TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, JUNE 16, 2009

1. CONTRACTS AND AWARDS

A. Community Development and Neighborhood Conservation

1. Drachman Design-Build Coalition, Inc., Amendment No. 2, to provide installation of off-site improvements and infrastructure in the public right-of-way for a 5 unit development known as The Lessons from Civano Project, extend contract term to 6/30/10 and amend contractual language, no cost (03-70-D-139274-0307)
2. Allwyn Priorities, L.L.C., to provide a Federal EPA Community-Wide Assessment Grant to conduct eligible brownfields activities, US EPA Grant Fund, contract amount \$182,000.00 (07-70-A-142025-0609)

B. Community Services, Employment and Training

3. Arizona Department of Commerce, Amendment No. 1, to provide for the administration of the WIRED Program throughout Southern Arizona and amend contractual language, WIRED Grant Fund, contract amount \$25,000.00 revenue (01-69-A-140259-0707)

Without objection, this item was removed from agenda

4. SER - Jobs for Progress of Southern Arizona, Inc., Amendment No. 1, to provide workforce development services and amend scope of work, no cost (07-69-S-140981-0708)
5. Rise, L.L.C., d.b.a. Rise Equipment Recycling Center, Amendment No. 1, to provide workforce development services, extend contract term to 6/30/10 and reflect vendor name change, U.S. Department of Labor and WIA Grant Funds, contract amount \$18,540.00 (11-69-P-141079-0708)
6. Goodwill Industries of Southern Arizona, Inc., Amendment No. 1, to provide workforce development services and extend contract term to 6/30/10, U.S. Department of Labor and WIA Grant Funds, contract amount \$18,900.00 (07-69-G-141115-0708)
7. Goodwill Industries of Southern Arizona, Inc., Amendment No. 2, to provide staff to assist with employer outreach services and extend contract term to 8/31/10, U. S. Department of Labor and Arizona Department of Economic Security 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)

8. SER Jobs for Progress of Southern Arizona, Inc., to provide workforce development services, U. S. Department of Labor and Arizona Department of Economic Security Grant Funds (expenditure determined by client eligibility); General Fund, contract amount \$13,000.00; total contract amount \$270,500.00 (07-69-S-142018-0709)
9. Goodwill Industries of Southern Arizona, Inc., to provide workforce development services, U. S. Department of Labor and Arizona Department of Economic Security Grant Funds (expenditure determined by client eligibility); General Fund, contract amount \$6,000.00; total contract amount \$60,899.00 (07-69-G-142019-0709)
10. Primavera Foundation, Inc., to provide workforce development and support services, U. S. Department of Labor Grant Fund, contract amount \$105,542.00 (07-69-P-142020-0509)
11. Open Inn, Inc., to provide workforce development services, U. S. Department of Labor Grant Fund, contract amount \$98,824.00 (07-69-O-142021-0509)
12. Tucson Youth Development, Inc., to provide workforce development services, U. S. Department of Labor and Arizona Department of Economic Security Grant Funds (expenditure determined by client eligibility); General Fund, contract amount \$16,000.00; total contract amount \$338,354.00 (07-69-T-142037-0709)
13. DK Advocates, Inc., to provide workforce development services, U. S. Department of Labor and Arizona Department of Economic Security Grant Funds (expenditure determined by client eligibility); General Fund, contract amount \$3,000.00; total contract amount \$59,825.00 (07-69-D-142038-0709)
14. Tucson Urban League, Inc., to provide workforce development services, U. S. Department of Labor and Arizona Department of Economic Security Grant Funds (expenditure determined by client eligibility); General Fund, contract amount \$9,000.00; total contract amount \$198,392.00 (07-69-T-142039-0709)
15. Portable Practical Education Preparation, Inc., to provide workforce development services, U. S. Department of Labor and Arizona Department of Economic Security Grant Funds (expenditure determined by client eligibility); General Fund, contract amount \$19,000.00; total contract amount \$389,184.00 (07-69-P-142040-0709)
16. Catholic Community Services, d.b.a., Pio Decimo Center, Inc., to provide workforce development services, U. S. Department of Labor and Arizona

Department of Economic Security Grant Funds (expenditure determined by client eligibility); General Fund, contract amount \$6,000.00; total contract amount \$97,867.00 (07-69-C-142041-0709)

17. Catholic Community Services, Inc., d.b.a. Community Outreach for the Deaf Program, to provide workforce development services, U. S. Department of Labor and Arizona Department of Economic Security Grant Funds (expenditure determined by client eligibility); General Fund, contract amount \$5,000.00; total contract amount \$71,497.00 (07-69-C-142049-0709)
18. Open Inn, Inc., to provide workforce development and support services, U. S. Department of Labor Housing and Urban Development Grant Funds, contract amount \$68,950.00 (07-69-O-142054-0709)
19. Our Family Services, Inc., to provide workforce development and support services, U. S. Department of Labor Housing and Urban Development Grant Fund, contract amount \$107,386.00 (07-69-O-142055-0709)

C. County Administrator

20. Arthur Chapa, Amendment No. 2, to provide lobbyist services and extend contract term to 7/1/11 and amend contractual language, various department funds, contract amount \$200,000.00/2 year term (07-30-C-136234-0605)
21. Racy Associates, Inc., Amendment No. 2, to provide lobbyist services and extend contract term to 7/1/11 and amend contractual language, various department funds, contract amount \$100,000.00/2 year term (07-30-R-136235-0605)

D. County Attorney

22. Frank W. Frey, Attorney at Law, Amendment No. 5, to provide legal services relating to defense of workers' compensation claims, extend contract term to 5/28/11 and amend contractual language, Risk Management Tort Fund, contract amount \$25,000.00 (17-02-F-134942-0604)
23. Zingg Law Office, L.L.C., Amendment No. 5, to provide legal services relating to defense of workers' compensation claims, extend contract term to 5/29/11 and amend contractual language, Risk Management Tort Fund, contract amount \$50,000.00 (17-02-Z-134943-0604)
24. RESOLUTION NO. 2009 - 116, approving an Intergovernmental Agreement with the Arizona Automobile Theft Authority, to provide for the

vertical prosecution of auto theft cases, State Grant Fund, contract amount \$140,264.28 revenue (02-02-A-142036-0709)

E. Natural Resources, Parks & Recreation

25. Tucson Audubon Society, Amendment No. 2, to provide for operation of a nature shop at the Roy P. Drachman Agua Caliente Regional Park, extend contract term to 1/31/11 and amend contractual language, no cost (11-05-T-135921-0205)

F. Office of Court Appointed Counsel

Award

26. Award of Contracts, Requisition No. 0901254, in the total amount of \$1,800,000.00 for six (6) responsive and responsible applicants for court appointed attorney services on the Superior Court Felony Panel. Each contract is for an initial amount of \$300,000.00 for a three year period and provides one renewal for an additional three year period. Funding Source: General Fund. Administering Department: Office of Court Appointed Counsel. Headquarters: Tucson Arizona:

Robert Andrew Gaffney, Jr.
Henry Lawrence Jacobs
Kimberly J. Hunley
Andrew Thomas Higgins
William E. Perry, III
Anne Elsberry

G. Pima Health System

27. Arizona Department of Economic Security, Amendment No. 12, to provide for home and community based services and amend contractual language, PHCS Enterprise Fund, contract amount \$245,306.00 revenue decrease (01-15-D-137491-0705)
28. Pima Council on Aging, Amendment No. 2, to provide respite case management, personal care and housekeeping services and amend contractual language, PHCS Enterprise Fund, contract amount \$84,975.00 revenue decrease (07-15-P-140966-0708)

H. Procurement

29. The Architecture Company, Amendment No. 5, to provide architectural and engineering services for the Pima County Animal Care Center

renovation and addition, 2004 Bond Fund, contract amount \$6,805.00 (15-13-A-137872-0306) Facilities Management

30. Pinnacle Risk Management Services, Inc., Amendment No. 1, to provide third party administration of workers' compensation claims, extend contract term to 6/30/10 and amend contractual language, General Fund, contract amount \$330,000.00 (11-09-P-139683-0707) Finance and Risk Management
31. United Healthcare of Arizona, Amendment No. 1, to provide full service health insurance benefits, extend contract term to 6/30/10, reflect vendor name change and amend contractual language, General Fund, contract amount \$40,000,000.00 (07-43-P-140994-0708) Human Resources
32. Arizona's Children Association, Amendment No. 6, to provide medical forensic examination and evidence collection for victims of sexual assault, extend contract term to 6/30/10 and amend contractual language, General Fund, contract amount \$474,030.00 (07-65-S-137348-0705) Institutional Health
33. Castro Engineering Corporation, Amendment No. 1, to provide roadway design engineering services for the Valencia Road: Ajo Highway to Mark Road Project and termination of contract for cause, no cost (16-04-C-139835-0707) Transportation

Awards

34. Low Bid: Award of Contract, Requisition No. 0901769, in the amount of \$410,000.00 to the lowest responsive bidder, Hickam Arnold and Associates, L.L.C., d.b.a. Hickam Construction Company (Headquarters: Tucson, AZ) for the base bid for tenant improvements to the 9th Floor of the Pima County Administration Building located at 130 W. Congress. The contract is for an eight month period and may be extended for project completion. Funding Source: Risk Management Self-Insurance Fund, \$307,500.00 and Space Acquisition Fund, \$105,500.00. Administering Department: Facilities Management.
35. Amendment of Award: Sun Edison Government Solutions, Synergen Blanket Contract B505814, to provide electricity generated from solar photovoltaic facilities designed, financed, operated and maintained by the vendor on County property, increase contract in the amount of \$3,480,000.00. Funding Source: General Fund. Administering Department: Facilities Management.
36. Low Bid: Award of Contract, Requisition No. 0901780, in the amount of \$400,000.00 for ammunition to San Diego Police Equipment Company,

Inc. (Headquarters: San Diego, CA). Contract is for a one-year term and includes four one-year renewal periods. Funding Source: General Fund. Administering Department: Sheriff.

I. Real Property

37. Puran and Susanna Bair, to provide a Sales Agreement, Special Warranty Deed and Affidavit of Disclosure for County surplus property located at 7100 West El Camino del Cerro, contract amount \$955,000.00 revenue, less \$58,600.00 for closing cost; (11-05-B-142052-0609) Natural Resources, Parks and Recreation

J. Transportation

38. RESOLUTION NO. 2009 - 117, approving an Intergovernmental Agreement with the Town of Marana and the Town of Oro Valley, to provide for the development and implementation of a design concept report for the widening of Tangerine Road between Interstate 10 and La Canada Drive, no cost (01-04-M-142042-0609)
39. RESOLUTION NO. 2009 - 118, approving an Intergovernmental Agreement with the Regional Transportation Authority, to provide for the right-of-way acquisition for the Pantano River Park and Julian Wash Greenway Project, Regional Transportation Authority Fund, contract amount \$504,000.00 revenue (01-04-R-142043-0609)
40. RESOLUTION NO. 2009 - 119, approving an Intergovernmental Agreement with the Regional Transportation Authority, for the Sabino Canyon Road Bridge Deck Rehabilitation at Tanque Verde Creek Project, Regional Transportation Authority Fund, contract amount \$1,090,000.00 revenue (01-04-R-142044-0609)
41. Regional Transportation Authority, Amendment No. 1, to provide for the right-of-way acquisitions needed for the Curtis/Shannon HAWK Pedestrian Activated Signal Location, Regional Transportation Authority Fund, no cost (01-04-R-141228-0908)

2. DIVISION OF ELECTIONS

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

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Pearce, Adam	223	REP
Tippit, Paul H.	224	REP
Powell, Grace L.	238	REP

Powell, Richard H.	238	REP
Wilson, Ann M.	261	REP
Rochon, Michael J.	266	REP
Tirrell, John A.	266	REP
Dalessandro, Andrew J.	314	DEM
Turim, Marie A.	326	DEM
Carlson Jr., Thomas A.	340	REP
Kwok, Kleo L.	360	REP
Lewis, Erica M.	392	REP
Rodermund, Mark A.	411	REP
Rodermund, Wesley M.	411	REP
Gabaldon, Rosanna	414	DEM
King, Brian M.	415	REP

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

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

Reappointment of David Bachman-Williams. Term expiration: 6/30/11.
(Committee recommendation)

B. **Election Integrity Commission**

Appointment of Donna Branch Gilby, Democratic Party, to fill the unexpired term of Paul Eckerstrom. Term expiration: 11/30/10. (Democratic Party recommendation)

C. **Library Advisory Board**

Reappointment of Annabelle Nunez. Term expiration: 6/30/13. (District 5)

D. **Metropolitan Education Commission**

Appointment: Term expiration: 12/31/12

Mary Helen High, Religious Community, to replace Rabbi Samuel M. Cohon.
(Chair appointment)

Reappointments: Term expirations: 12/31/12

Richard Elias, Board of Supervisors

Magdalena Barajas, Social Service Agencies for Children and Youth

George Favela, Parent

(Chair appointments)

E. **Pima County Wireless Integrated Network**

Appointment of Chief Roberto Villaseñor, Tucson Police Department, to fill the vacancy created by Acting Chief Kermit Miller. No term expiration. (Jurisdictional recommendation)

F. Planning and Zoning Commission

Appointment of Christine Creasy-Klein to fill unexpired term of John P. Hewitt.
Term expiration: 6/19/12. (District 3)

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

A. Deborah Jassem, Tohono Chul Park, 7366 N. Paseo Del Norte, Tucson, May 28, 2009.

B. Deborah Jassem, Tohono Chul Park, 7366 N. Paseo Del Norte, Tucson, June 26, 2009.

FINANCE AND RISK MANAGEMENT

5. Duplicate Warrants – For Ratification

Arizona Emergency Response Comm.	\$ 779.83
Ingram, Heather	\$ 28.46
Mettille, Janet	\$ 202.55
Security Title Agency	\$ 14.51
Weill, Nancy & Richard	\$ 18.00

6. RATIFY AND/OR APPROVE

Minutes: April 21, 2009
May 5, 2009

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

June 16, 2009 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 Turken v. Gordon, Arizona Supreme Court Case No. CV09-0042PR, and regarding the filing of a Friend-of-the-Court Brief in that matter.

Motion carried to file an amicus brief as discussed in Executive Session (3/2)

- B. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding appealing a decision of the Arizona Tax Court, Tucson Botanical Gardens, Inc., an Arizona Nonprofit Corporation v. Pima County, Arizona Tax Court Case No. TX2005-050401.

Motion carried to accept recommendation (5/0)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

1. BOARD OF SUPERVISORS

The organizers of the 39th Annual Tucson Juneteenth Festival request Pima County contribute \$3,000.00 to assist with the costs of this year's event on Saturday, June 20, 2009, at Kennedy Park. Request the use of the Board's Contingency Fund for this purpose. (District 5)

Motion carried to approve (4/1)

2. COUNTY ADMINISTRATOR

Staff recommends the Board of Supervisors consider and endorse the comments to the Arizona State Mine Inspector regarding the Reclamation Plan for the proposed Rosemont Mine.

Motion carried to approve (5/0)

3. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

RESOLUTION NO. 2009 - **132**, of the Board of Supervisors of Pima County, to support the University of Arizona-Cancer Prevention and Control Program's application for a \$150,000.00 grant for the development of a Patient Navigator Program for Native Americans in Pima County from the 12% local revenue-sharing contribution of the Pascua Yaqui Tribe.

Motion carried to approve (5/0)

4. **FINANCE AND RISK MANAGEMENT**

A. **Memorandum of Understanding**

Staff recommends approval of the Meet and Confer Committee recommendation for a Memorandum of Understanding between Pima County and the Service Employees International Union, Local No. 5 for Fiscal Year 2009-2010.

Motion carried to approve (5/0)

B. **Improvement District**

Pursuant to A.R.S. §48-905(A), the Board of Supervisors shall set July 7, 2009, as the date for the hearing to consider the petitions to establish the Why Domestic Water Improvement District.

Motion carried to approve (5/0)

5. **SUPERINTENDENT OF SCHOOLS**

RESOLUTION NO. 2009 - **133**, confirming the intent of the Pima County Board of Supervisors to continue Intergovernmental Agreement No. 01-38-P-127463-0700 with the Pima Community College District and to allow the continued use of certain County materials, capital equipment and facilities for Fiscal Year 2009-2010 for the exclusive use of the Pima College Adult Education Program.

Motion carried to approve (5/0)

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

A. **Board of Adjustment, District 2**

Appointment of Victor Soltero to fill the unexpired term of Daniel Patterson. Term expiration: 6/30/10.

Motion carried to approve (5/0)

B. Tucson-Pima County Bicycle Advisory Committee

Reappointment of Diana Tolton. Term expiration: 6/30/10. (Committee recommendation)

Motion carried to approve (5/0)

C. Library Advisory Board

1. Appointment of David Ellington to replace Carla J. Stoffle. Term expiration: 6/30/13. (District 1)
2. Reappointment of Thomas E. Ward. Term expiration: 6/30/13. (District 4)

Motion carried to approve (5/0)

D. Metropolitan Education Commission

1. Appointment of Nichole Haan, African American Community, to replace Dr. Harriett Scarborough. Term expiration: 9/16/11. (Commission recommendation)
2. Appointment of Abbie Stone, Healthcare Community, to replace Rebecca Melland. Term expiration: 12/31/12. (Chairman's recommendation)

Motion carried to approve (5/0)

7. CONTRACTS

A. Community Services, Employment and Training

1. Our Family Services, Inc., Amendment No. 1, to provide workforce development services and amend scope of work, WIA Grant Fund, no cost (07-69-0-140984-0708)

Motion carried to approve (5/0)

2. Arizona Department of Economic Security, Amendment No. 12, to provide emergency assistance services and extend contract term to 6/30/10, State and Federal Funds, contract amount \$242,574.00 decrease in revenue (01-69-A-136291-0705)

Motion carried to approve (5/0)

3. Arizona Department of Economic Security, Amendment No. 13, to provide emergency assistance services and amend contractual language, no cost (01-69-A-136291-0705)

Motion carried to approve (5/0)

4. Arizona Department of Economic Security, Amendment No. 14, to provide emergency assistance services and amend contractual language, State and Federal Funds, contract amount \$3,532,686.00 revenue (01-69-A-136291-0705)

Motion carried to approve (5/0)

5. Heinfeld, Meech and Co., P.C., Amendment No. 2, to provide financial accounting and reporting for Pima Vocational High School, extend contract term to 5/30/10 and amend contractual language, State Grant Fund, contract amount \$30,000.00 (07-67-H-140971-0608)

Motion carried to approve (5/0)

6. Interfaith Community Services, Amendment No. 1, to provide emergency assistance services, CSBG Grant Fund, contract amount \$45,000.00 (07-69-I-141764-0708)

Motion carried to approve (5/0)

7. RESOLUTION NO. 2009 - **134**, authorizing and approving the Supportive Housing Program Renewal Grant Agreement with the U.S. Department of Housing and Urban Development, for the administration of the La Casita Project, U.S. Department of Housing and Urban Development Fund, contract amount \$221,935.00 revenue (01-69-U-142093-0609)

Motion carried to approve (5/0)

8. RESOLUTION NO. 2009 - **135**, authorizing and approving the Supportive Housing Program Renewal Grant Agreement with the U.S. Department of Housing and Urban Development, for the administration of the Casa Project, U.S. Department of Housing and Urban Development Fund, contract amount \$428,470.00 revenue (01-69-U-142094-0609)

Motion carried to approve (5/0)

9. RESOLUTION NO. 2009 - **136**, authorizing and approving the Supportive Housing Program Renewal Grant Agreement with the U.S. Department of Housing and Urban Development, for the administration of the New Chance Collaboration Project, U.S. Department of Housing and Urban Development Fund, contract amount \$387,476.00 revenue (01-69-U-142095-0609)

Motion carried to approve (5/0)

10. RESOLUTION NO. 2009 - 137, authorizing and approving the Supportive Housing Program Renewal Grant Agreement with the U.S. Department of Housing and Urban Development, for the administration of Project Advent, U.S. Department of Housing and Urban Development Fund, contract amount \$461,425.00 revenue (01-69-U-142096-0609)

Motion carried to approve (5/0)

11. RESOLUTION NO. 2009 - 138, approving and authorizing an Intergovernmental Agreement with the City of Tucson, for the administration of the Bridges/Supportive Housing Program, City of Tucson Fund, contract amount \$84,111.00 revenue (01-69-T-142099-0709)

Motion carried to approve (5/0)

12. RESOLUTION NO. 2009 - 139, approving and authorizing an Intergovernmental Agreement with the City of South Tucson, to provide youth skills in the production of public artwork, City of South Tucson Fund, contract amount \$200,000.00 revenue (01-69-S-142107-0509)

Motion carried to approve (5/0)

B. Health Department

13. COPE Behavioral Services, Inc., to provide for the Community Alliance Addressing Disparities Prevention Education Program, Health Fund (1% for Youth), contract amount \$4,000.00 (32-01-C-142068-0609)

Motion carried to approve (5/0)

C. Institutional Health

14. Conmed, Inc., Amendment No. 2, to provide healthcare services for inmates of the Pima County Adult Detention Complex, psychological evaluations for Sheriff Deputies and Correction Officers and amend contractual language, General Fund, no cost (07-65-C-141126-0808)

Motion carried to approve (5/0)

D. Natural Resources, Parks and Recreation

15. RESOLUTION NO. 2009 - 140, approving and authorizing the execution of an Intergovernmental Agreement with the Sahuarita Unified School District No. 30, to transfer the maintenance and operation of Sahuarita Park including the Joan M. Swetland Community Center to the District, no cost (01-05-S-142100-0609)

Motion carried to approve (5/0)

E. Real Property

16. Arizona State Land Department, to provide a Right-of-Entry Agreement to allow for the straightening of Camino Loma Alta while awaiting Perpetual Right-of-Way, Impact Fee Fund, contract amount \$227,419.00 (11-04-A-142075-0609)

Motion carried to approve (5/0)

17. RESOLUTION NO. 2009 - 141, approving and authorizing the execution of a Purchase Agreement; Assignment of Lessor's Interest in Grazing Lease; Assignment of Rocking K Water Rights; and an Exchange Agreement with Andrada Investors, L.L.C., Cortaro and Hartman, L.L.C. and Rocking K Holdings Limited Partnership, for land aggregating approximately 2,914 acres, 2004 Open Space Bond Fund, \$10,839,500.00; 1997 Open Space Bond Fund, \$317,953.00; Saguario Ranch Development Agreement Fund, \$858,547.00; sale proceeds of a portion of the County's Malcolmson property, \$816,000.00; total contract amount \$12,832,000.00 including closing costs (11-64-R-142090-0609)

Motion carried to approve (5/0)

18. CPC Southwest Materials, Inc., an Arizona Corporation, to provide an Acquisition Agreement and Entry Agreement for property west of I-10 between W. Sweetwater Dr. and Ina Road, 2004 Bond and WIFA Loan Funds, contract amount \$802,191.00 (22-03-C-142076-0609)

Motion carried to approve (5/0)

19. CalPortland Company, a California Corporation, to provide an Acquisition Agreement and Entry Agreement for property west of I-10 between W. Sweetwater Dr. and Ina Road, 2004 Bond and WIFA Loan Funds, contract amount \$985,775.00 (22-03-C-142077-0609)

Motion carried to approve (5/0)

F. Transportation

20. Santa Theresa Tile Works, Inc., Amendment No. 5, to provide artist services and artwork for the Sunrise Drive; Craycroft Road to Kolb Road Project and extend contract term to 12/30/10, HURF Bond Fund, contract amount \$18,630.00 (07-04-S-128302-1100)

Motion carried to approve (5/0)

21. Regional Transportation Authority, Amendment No. 1, to provide for the construction of six foot sidewalks along the Brad P. Gorman Memorial

Bicycle Park and Ride area, Regional Transportation Authority Fund, no cost (01-04-R-140463-1207)

Motion carried to approve (5/0)

22. Arizona Department of Transportation, Amendment No. 1, to provide an Airport Development Reimbursable Grant Agreement for the master plan for the Eric Marcus Municipal Airport and extend contract term to 6/30/11, no cost (02-04-A-139226-0207)

Motion carried to approve (5/0)

23. RESOLUTION NO. 2009 - 142, of the Pima County Board of Supervisors, approving and authorizing the receipt of Federal American Recovery and Reinvestment Section 5311 Capitol Appreciation Funds through Arizona Department of Transportation, to provide for rural public transportation vehicles, Federal Fund, contract amount \$259,672.00 revenue (01-04-A-142103-0609)

Motion carried to approve (5/0)

8. SUPERIOR COURT: JUDGES PRO TEMPORE

Appointment of the following as Judge Pro Tempore of Superior Court for the period of July 1, 2009 through June 30, 2010.

Aboud, John	Christoffel, Dean
Abrams, Lisa	Collins, Peter
Adam, Karen	Connors, Julia
Akmajian, Peter	Contreras, Roger
Alexander, Arthur	Corey, Barry
Altfeld, Clifford	Crawford, Michael
Assini, John	Cuneo, Suzanne
Bacal, Susan	Cunningham, Marjorie
Baldwin, Howard	Dardis, Fred
Barker, Emery	Dawley, Francis
Bartlett, Paul	Dolny, Carmen
Belleau, Laura	Douglas, Sharon
Bellovin, Barry	Duncan, Roger
Bergin, Jeffrey	Economidis, Peter
Bibbens, Lisa	Egbert, James
Bolt, John	Elkins, C. Joy
Broom, Patrick	Everlove, Annette
Bryson, Kyle	Felix, Maria
Cahan, Eric	Fell, Howard
Castillo, Jose	Fleming, Robert
Centuori, Steven	Geiser, Jeannette

Gingo, Biagio
Godoy, Teresa
Goldman, Peter
Graham-Bergin, Anne
Green, Patricia
Griffin, Brenden
Hall, Phil
Henry, Richard
Heurlin, Bruce
Hochuli, Peter
Hubbell, Amy
Hunter, James
Johnson, Michael
Jones, Lori
Karl, Karen
Karp, Leonard
Kaufman, John
Kimminau, Brian
Kirschner, Barry
Lammers, Mark
Leshar, Stephen
Liberty, Pamela
Lieberthal, David
Liwski, Danelle
Macdonald, Bruce
Maltz, Gerald
Manzi, Jennifer
Masunas, Annalisa
Maxwell, Margaret
McNorton, Lisa
Minker, Jeffrey
Mitchell, Douglas
Nygaard, Karen
O'Neill, Nancy
Ostapuk, David
Pennington, Alyce
Perez-Medrano, Juan

Piccaretta, Carl
Pollins, Karen
Quigley, Kathleen
Riojas, Jr., Antonio
Roads, Lee
Rothschild, Lowell
Rubin, Stephen
Ryan, Patrice
Samet, Dee-Dee
Sattler, Barbara
Schauf, Susan
Schmidt, Ted
Schwanbeck, Victor
Scott, Stellisa
Segal, Anne
Sethi, Dev
Simon, Paul
Singer, Keith
Slutes, Tom
Stanford, Kenneth
Strum, Edina
Tedlock, Sandra
Traynor, William
Treadwell-Rubin, Pamela
Tully, John
Wagener, Joan
Ward, Deborah
Weinstein, Steven
Whitehill, James
Willis, Jeffrey
Willman, Paul
Wohl, Jacqueline
Wright, Natalie
Wright, Sarah
Yehling, Wayne
Zirkle, Raymond

Motion carried to approve (5/0)

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

DATE POSTED: 6/12/09

TIME POSTED: 11:00 A.M.

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

June 16, 2009 9:00 a.m.

... 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 Meet and Confer Committee recommendations.

This item was informational only

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

DATE POSTED: 6/15/09

TIME POSTED: 10:15 A.M.