

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

April 12, 2011 9:00 a.m.

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Reverend Sharon Ragland, St. Mark's United Methodist Church.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

... **EXECUTIVE SESSION**

(**Clerk's Note:** As of the posting date of 4/6/11, no executive session item has been placed on the regular agenda. However, this is subject to any addendum.)

5. **PRESENTATION**

Presentation of the "Small Business Award for 2011" to Johnnie and Edie Lake, Gasoline Alley of Green Valley.

Motion carried to approve (5-0)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... **FLOOD CONTROL DISTRICT BOARD**

A. **Purchase Agreement**

Sale and conveyance of Pima County Flood Control District owned parcels, Tax Parcel Nos. 133-37-010C and 133-37-010D, to the City of Tucson for the Speedway Boulevard: Camino Seco to Houghton Road Project, located within Section 12, T14S, R15E, G&SRM, \$13,300.00 revenue. (District 4)

B. **Quit Claim Deed**

Quit Claim Deed to the City of Tucson to convey all rights, title and interest for land located within Section 12, T14S, R15E, G&SRM. (District 4)

Motion carried to approve (5-0)

... **LIBRARY DISTRICT BOARD**

Contracts

- A. Arizona State Library, Archives and Public Records, to provide for the E-Reader Experience Project, LSTA Grant Fund, contract amount \$62,621.00 revenue; in-kind services, contract amount \$12,700.00 (02-66-A-143889-0711)

Motion carried to approve (5-0)

- B. Arizona State Library, Archives and Public Records, to provide for the creation of the Arizona Literary Map, LSTA Grant Fund, contract amount \$8,277.00 revenue; in-kind services, contract amount \$13,440.00 (02-66-A-143890-0611)

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 (for Consent Calendar items only)**

- B. **APPROVAL OF CONSENT CALENDAR**

Motion carried to approve (5-0)

- 7. **COUNTY ADMINISTRATOR**

- A. **Medical Health Insurance for County Employees for Fiscal Year 2011/2012**

Staff recommends UnitedHealthcare (UHC) as the medical insurance carrier for FY 2011/12, and to select the Alternate B Benefit Option.

Motion carried to approve as amended (3-2)

- B. **Classification and Compensation**

The Pima County Recorder requests approval to create a new classification. There are no associated costs.

<u>Class</u>	<u>Class Title</u>	<u>Grade/Range</u>	<u>EEO,O/T CODE</u>
1123	Voter Registration Clerk – Senior	27 (\$27,939 - \$39,493)	6, NE*

*NE = Non exempt (paid overtime)

Motion carried to approve (5-0)

8. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

The Pima County Neighborhood Reinvestment Oversight Committee recommends approval for supplemental funding for:

<u>Neighborhood</u>	<u>Project</u>	<u>Amount</u>
West University Neighborhood	Park Improvement Project	\$23,810.00

Motion carried to approve (5-0)

***** HEARINGS *****

FRANCHISE/LICENSE/PERMIT

Agent Change/Acquisition of Control/Restructure

9. 11-02-0025, Fern Patricia Robinson, La Gitana Cantina, 17205 W. 5th Street, Arivaca, Acquisition of Control.

Motion carried to approve (5-0)

DEVELOPMENT SERVICES

Conditional Use Permits

10. P21-10-021, LUTHERAN CHURCH OF THE ASCENSION – W. MAGEE ROAD.
Request of the Lutheran Church of the Ascension, represented by the FM Group, on properties located at 1220 and 1204 W. Magee Road, in the SR zone, for a Conditional Use Permit for a communication tower. Chapter 18.97, in accordance with Section 18.07.030.H.2.e of the Pima County Zoning Code, allows a communication tower as a Type III Conditional Use in the SR zone. On motion, the Planning and Zoning Commission voted 7-1 (Commissioner Membrila voted Nay, Commissioner Holdridge abstained and Commissioner Neeley was absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. The Hearing Administrator recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 3 1)

Motion carried to approve (5-0)

11. P21-11-003, THREE POINTS FIRE DISTRICT – W. CAMINO LUCIDO
Request of the Three Points Fire District, represented by Rick Shaw and Associates, on property located at 11777 W. Camino Lucido, in the RH zone, for a Conditional Use Permit for a communication tower. Chapter 18.97, in accordance with Section 18.07.030.H.2.e of the Pima County Zoning Code, allows a communication tower as a Type III Conditional Use in the RH zone. On motion, the Planning and Zoning

Commission voted 8-1 (Commissioner Holdridge voted Nay, and Commissioner Neeley was absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. The Hearing Administrator recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 3)

Motion carried to approve (5-0)

12. **CALL TO THE PUBLIC**

13. **ADJOURNMENT**

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.
DATE POSTED: 4/6/11
TIME POSTED: 5:00 p.m.

CONSENT CALENDAR, APRIL 12, 2011

1. CONTRACTS AND AWARDS

A. Community Development and Neighborhood Conservation

1. Rillito Water Users Association, Amendment No. 1, to provide water system improvements, extend contract term to 9/30/11 and amend contractual language, no cost (32-70-R-142729-1009)
2. United Community Health Center, Inc., to provide construction of the Amado - UCHC Health Clinic for the term of 3/1/11 to 2/28/12 and amend contractual language, CDBG Grant Fund, contract amount \$97,000.00 (32-70-U-143874-0311)

B. Community Services, Employment and Training

3. RESOLUTION NO. 2011-56, approving an Intergovernmental Agreement with the U.S. Department of Housing and Urban Development, to provide for the CASA Coalition Assisting Self-Sufficiency Attainment Project, HUD Grant Fund, contract amount \$428,470.00 revenue (01-69-U-143880-0411)
4. Catholic Community Services, Inc., d.b.a. Catholic Social Services, Amendment No. 3, to provide emergency financial assistance, case management, referral and advocacy services and amend contractual language, CSBG Grant Fund, contract amount \$5,025.00 decrease (07-69-C-142641-0709)
5. Literacy Volunteers of Tucson, to provide literacy assistance services for the term 3/1/11 to 2/28/12, Health Professions Opportunity Grant Fund, contract amount \$75,000.00 (07-69-L-143879-0311)

C. County Attorney

6. Snell & Wilmer, L.L.P., Amendment No. 6, to provide legal advice and representation regarding Seaboard Surety Company, et. al., Case No. CV2008-9136, extend contract term to 2/24/12 and amend contractual language, Wastewater Management Enterprise Fund, contract amount \$60,000.00 (17-02-S-140916-0208)

D. Pima Health System

7. Arizona Inpatient Medicine Associates, L.L.C., Amendment No. 4 to provide hospitalist rounding services, extend contract term to 1/31/12 and amend contractual language, no cost (18-15-A-139078-0107)

8. Pulmonary Associates of Southern Arizona, P.C., Amendment No. 5, to provide pulmonary services, extend contract term to 3/31/12 and amend contractual language, no cost (18-15-P-139304-0407)
9. Valley ENT., P.C., Amendment No. 5, to provide ear, nose and throat medical services, extend contract term to 12/31/11 and amend contractual language, no cost (18-15-S-139385-0107)
10. Pima Heart Physicians, P.C., Amendment No. 2, to provide cardiology, cardiac rehabilitation, primary care physician and laboratory services, extend contract term to 4/30/12 and amend contractual language, no cost (18-15-P-142059-0509)
11. Presidio Health Associates, L.L.C., d.b.a. Catalina Healthcare Center, Amendment No. 1, to provide nursing facility services and amend contractual language, no cost (07-15-P-143441-1110)
12. Bridgeway Health Solutions of Arizona, L.L.C., to provide behavioral health services to PHS members for the term 4/1/11 thru 9/30/11, PHCS Enterprise Fund, contract amount \$500,000.00 (18-15-B-143883-0411)

E. Procurement

13. Oracle Control Systems, Inc., Amendment No. 1, to provide a job order contract for heating, ventilating and air conditioning construction services and amend scope of work, Various Funds, contract amount \$250,000.00 (26-13-O-143339-0910) Facilities Management

F. Real Property

14. RESOLUTION NO. 2011-57, approving and authorizing the acceptance of a donation from Holden Enterprises, Inc., of approximately 18 acres of land west of the western terminus of Trail's End Road near North Sky Canyon Place, and a Special Warranty Deed for Tax Parcel Nos. 212-06-094A thru 094E, General Fund, contract amount \$5,000.00 (11-05-H-143885-0411) Natural Resources, Parks and Recreation

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>
Scott, Shirley C.	124	DEM
Morales, Patricia A.	189	DEM
Duke Sr., Larry A.	005	REP
White, John	045	REP
Pierson, Joe N.	126	REP
Stone, Samuel	268	REP
Fisher, Glenn N.	370	REP
Magrum, Janet M.	405	REP
Magrum, Tom L.	405	REP

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

A. **Board of Health**

Reappointment of Carolyn Trowbridge - Term expiration: 6/30/13; and Mary Lou Gonzales - Term expiration: 6/30/14. (District 5)

B. **Pima County Wireless Integrated Network Committee**

Appointment of Jim Critchley, Tucson Fire Department, to replace Patrick Kelly. No term expiration. (Jurisdictional Recommendation)

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

A. Carla Kerekes Martin, Empire Ranch Foundation, 22700 S. Empire Ranch Road, Sonoita, April 16, 2011.

B. Stephen E. Lyders, CASA Support Council for Pima County, Inc., La Paloma Country Club, 3800 E. Sunrise Drive, Tucson, April 29, 2011.

C. Lance R. Hurst, American Legion Post No. 109, 15921 S. Houghton Road, Vail, April 23, 2011.

5. **RECORDER**

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of February, 2011.

6. **RATIFY AND/OR APPROVE**

Minutes: February 15, 2011

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

April 12, 2011 9:00 a.m.

... EXECUTIVE SESSIONS

Motion carried to approve (5-0)

Call to the Public (for Executive Session items only)

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 William V. and Susan A. Timmons v. Pima County Board of Adjustment, District 5, et al., Pima County Superior Court Case No. C20111121.

Motion carried to accept recommendation (5-0)

- B. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction, regarding New Cingular Wireless PCS, L.L.C. v. Board of Supervisors of Pima County, Arizona, United States District Court, District of Arizona, Case No. 4:10-CV-00028-DCB.

Continued to 4/19/11.

- C. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a request by Mesch, Clark & Rothchild that Pima County waive a conflict of interest arising from the firm's representation of Tucson Building and Remodeling, Inc. with respect to the construction of the Catalina Community Services Center.

Motion carried to accept recommendation (5-0)

- D. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding intervention in State of Arizona et al. v. Ashton Company, Inc., et al., City of Tucson v. Ashton Company, Inc., et al., United States District Court Case No. 4:10-CV-0064-CKJ

Motion carried to accept recommendation (5-0)

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

A. **Library Advisory Board**

Reappointment of Obdulia Gonzalez. Term expiration: 6/30/15. (District 5)

Motion carried to approve (5-0)

B. **Pima County Fair Commission**

Reappointment of Judy Patrick. Term expiration: 4/11/15. (District 5)

Motion carried to approve (5-0)

2. **CONTRACTS AND AWARDS**

A. **Health Department**

1. Carondolet Health Network, Amendment No. 1, to provide for the Communities Putting Prevention to Work (CPPW) Program, amend contractual language and extend contract term to 3/18/12, no cost (07-01-C-143077-0310)

Motion carried to approve (5-0)

2. Community Food Bank, Amendment No. 1, to provide for the Communities Putting Prevention to Work (CPPW) Program, amend contractual language and extend contract term to 3/18/12, Federal Funds, contract amount \$64,340.00 (07-01-C-143029-0310)

Motion carried to approve (5-0)

3. United Way of Tucson and Southern Arizona, Inc., d.b.a. PRO Neighborhoods, Amendment No. 1, to provide for the Communities Putting Prevention to Work (CPPW) Program, amend contractual language and extend contract term to 3/18/12, no cost (07-01-U-143031-0310)

Motion carried to approve (5-0)

4. YMCA of Southern Arizona, Amendment No. 1, to provide for the Communities Putting Prevention to Work (CPPW) Program, amend contractual language and extend contract term to 3/18/12, no cost (07-01-Y-143030-0310)

Motion carried to approve (5-0)

B. Procurement - Award

5. Low Bid: Award of Contract, Requisition No. 1101396, in the amount of \$324,300.00 to the lowest responsive bidder, Miller O'Hern Construction, L.L.C., (Headquarters: Tucson, AZ) for the Richey Boulevard fuel tank replacement. The contract is for a seven month period and may be extended for project completion. Funding Source: Internal Service Funds, \$318,400.00; RWRD Enterprise Funds, \$5,900.00. Administering Department: Facilities Management.

Motion carried to approve (5-0)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.
DATE POSTED: 4/8/11
TIME POSTED: 11:00 a.m.