

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

July 12, 2011 9:00 a.m.

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Reverend Blake Hutson, St. Philip's in the Hills Episcopal Church.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

5. **PRESENTATION**

Presentation of the Davis Monthan Air Force Base Economic Impact Analysis.

Informational only

... **EXECUTIVE SESSIONS**

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 settlement of the following cases in the Arizona Tax Court and United States Bankruptcy Court:

1. MacArthur Tucson, L.L.C. v. Pima County
Arizona Tax Court Case No. TX2010-000314
Tax Parcel No. 117-06-089C

Motion carried to approve (5-0)

2. Marketview Properties II, L.L.C. v. Pima County
Arizona Tax Court Case No. TX2010-000814
Tax Parcel No. 133-48-128F

Motion carried to approve (5-0)

3. PHJ Building, L.L.C. v. Pima County
Arizona Tax Court Case No. TX2010-000886
Tax Parcel No. 219-10-1200

Motion carried to approve (5-0)

4. Grant Century, L.L.C. v. Pima County
Arizona Tax Court Case No. TX2010-000885
Tax Parcel No. 115-16-0130

Motion carried to approve (5-0)

5. Oracle Genematas, L.L.C. v. Pima County
Arizona Tax Court Case No. TX2010-000888
Tax Parcel No. 105-03-007A

Motion carried to approve (5-0)

6. Magna/El Con, L.L.C.; K-Gam El Con, L.L.C. and Sierra Investment Company v. Pima County
Arizona Tax Court Case No. TX2010-001278
Tax Parcel Nos. 125-10-006B and C

Motion carried to approve (5-0)

- B. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement in Tucson Post 549 VFW v. Pima County, Arizona Tax Court Case No. TX2010-000887, Tax Parcel No. 134-09-002E.

Motion carried to approve (5-0)

- C. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Susan Hankinson v. Pima County, U.S. District Case No. 4:10-CV-00023-TUC-FRZ.

Motion carried to continue to 8/2/11 (5-0)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... FLOOD CONTROL DISTRICT BOARD

A. Riparian Habitat Mitigation Plans

1. Staff requests approval of a combination Riparian Habitat Mitigation Plan and in-lieu fee in the amount of \$18,086.00 for the La Cholla Boulevard: Magee Road to Overton Road Improvement Project. (District 1)

Motion carried to approve (5-0)

2. Staff requests approval of the Riparian Habitat Mitigation Plan for the Rillito River Park: Mountain Avenue to Campbell Avenue Improvement Project. (District 3)

Motion carried to approve (5-0)

B. Contracts

1. Joshua Sarantitis and Alex Garza, to provide artist services for the Arroyo Chico - Park Avenue Basins, Flood Control District Tax Levy Fund, contract amount \$90,000.00 (07-59-S-144087-0711)

Motion carried to approve (5-0)

2. Mary Lucking, to provide artist services for the Arroyo Chico - Park Avenue Basins, Flood Control District Tax Levy Fund, contract amount \$90,000.00 (07-59-L-144088-0711)

Motion carried to approve (5-0)

3. John Davis, to provide artist services for the Arroyo Chico - Park Avenue Basins, Flood Control District Tax Levy Fund, contract amount \$90,000.00 (07-59-D-144089-0711)

Motion carried to approve (5-0)

... LIBRARY DISTRICT BOARD

Contract

Arizona State Library, Archives and Public Records, to provide the printing and distribution of the Southwest Books of the Year publication, Library Services and Technology Act Grant Fund, contract amount \$4,000.00 revenue (02-66-A-144091-0711)

Motion carried to approve (4-0)

... STADIUM DISTRICT

Heinfeld, Meech and Co., P.C., Amendment No. 3, to provide financial audit services and extend contract term to 7/30/12, Stadium District Fund, contract amount \$19,500.00 (07-09-H-141161-0708)

Motion carried to approve (4-0)

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 as presented (5-0)

7. **COUNTY ADMINISTRATOR**

A. **FRV Solar Project Environmental Mitigation**

Discussion/direction regarding a more comprehensive environmental mitigation approach for the lease of the City of Tucson owned properties.

Motion carried to approve (5-0)

B. **Classification and Compensation**

The Sheriff's Department requests approval to create two Position Control Numbers (PCNs):

Positions Requested	Classification Code/Title	Salary Grade
2	3527/Sheriff's 9-1-1 Dispatcher	38

Any associated costs incurred with the creation of these new PCNs will come from within the current budget.

Motion carried to approve (5-0)

8. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

The Pima County Neighborhood Reinvestment Oversight Committee recommends approval of a substantial change of scope to the Five Points Coalition Neighborhood Reinvestment Project.

Motion carried to approve (5-0)

9. **COMMUNITY SERVICES, EMPLOYMENT AND TRAINING**

RESOLUTION NO. 2011 – 110, of the Board of Supervisors of Pima County, Arizona, approving and authorizing the request to extend the Local Workforce Investment Plan for the continued operation of the County One-Stop System during Program Year 2011.

Motion carried to approve (5-0)

10. **FINANCE AND RISK MANAGEMENT**

UNFINISHED BUSINESS (RM 6/21/11)

A. **Meet and Confer Memorandum of Understanding**

Staff requests approval of the Meet and Confer Memorandum of Understanding with Service Employees International Union (SEIU) for Fiscal Year 2011-2012.

Motion carried to continue to 8/15/11 (5-0)

NEW BUSINESS

B. **Operating Transfers**

Pursuant to Board of Supervisors Policy No. D22.8, staff requests approval of the following:

1. \$2,000,000.00 from the Pima Health Systems for the Arizona Long Term Care System (ALTCS) to the General Fund.

Motion carried to approve (4-1)

2. \$4,596,685.00 from the General Fund to the Special Revenue Fund to pay for future costs associated with the employee transition from Pima Health Systems.

Motion carried to approve (4-1)

3. \$1,445,000.00 from the Facilities Renewal Fund to the Capital Projects Fund for field lighting improvements for parks throughout the County.

Motion carried to approve (4-1)

C. **Ratification of Report**

On operating transfers approved by the County Administrator and the Director of Finance and Risk Management for Fiscal Year 2010-11 pursuant to Board Policy No. D22.8.

Motion carried to approve (4-1)

D. **Board of Supervisor Policies**

Staff recommends approval of the amendment to the following Board of Supervisors Policies:

1. No. D.22.2, Budget Accountability

2. No. D.22.6, Policy for Administering Grants
3. No. D.22.7, Capitalization Policy for Capital Assets
4. No. D.22.8, Operating Transfers

Motion carried to approve (4-1)

11. **INDUSTRIAL DEVELOPMENT AUTHORITY**

RESOLUTION NO. 2011 – **111**, of the Board of Supervisors of Pima County, Arizona, approving the proceedings of the Industrial Development Authority of the County of Pima regarding the issuance of its Educational Facility Revenue Bonds (New Plan Learning, Inc. Project), Series 2011 in an aggregate principal amount not to exceed \$90,000,000.00 and declaring an emergency.

Motion carried to approve (4-1)

12. **HEALTH DEPARTMENT**

- A. RESOLUTION NO. 2011 – **112**, of the Board of Supervisors of Pima County, accepting the University of Arizona Patient Navigation Pilot for Reach Grant in support of the Pima County Health Department Family Planning and Public Health Nursing Programs in the amount of \$2,050.00.

Motion carried to approve (5-0)

- B. RESOLUTION NO. 2011 – **113**, of the Board of Supervisors of Pima County, accepting the Arizona Early Childhood Development and Health Board renewal award for the support of the Pima County Health Department Public Health Nursing Program in the amount of \$188,294.00.

Motion carried to approve (5-0)

- C. RESOLUTION NO. 2011 – **114**, of the Board of Supervisors of Pima County, accepting the Arizona Early Childhood Development and Health Board renewal award for the support of the Pima County Health Department Oral Health Program in the amount of \$224,987.00.

Motion carried to approve (5-0)

13. **DEVELOPMENT SERVICES**

Final Plat with Assurances

P1210-031, Edgar Heights, Lots 1-42 and Common Areas A, B, C and D. (District 1)

Motion carried to approve (5-0)

TRANSPORTATION

14. Acceptance of Projects/Roadways for Maintenance

*(**Clerks Note**): The following item may present a potential conflict of interest for Supervisor Day.)

- *A. P1205-303, Public offsite improvements on Camino del Toro as a part of **New Tucson** Units 2, 5, 7, 8, 9 and 10. Camino del Toro, Station 1+87 to Station 49+85 and Frontage Road, Station 1+00 to Station 21+18. Developer: Sycamore Vista Master Homeowners Association, Inc. (District 4)

Motion carried to approve (4-0)

- B. P1204-313, New Tucson, Unit 2, Lots 55-201. Developer: Sycamore Vista No. 2 Homeowners Association. (District 4)

Motion carried to approve (5-0)

- C. P1205-317, Andrada Ranch, Phase 1 of Block 1, New Tucson, Unit 21, Lots 1-33. Developer: Floerchinger, Sadler Steele and Baker Incorporated. (District 4)

Motion carried to approve (5-0)

*** HEARINGS ***

FRANCHISES/LICENSES/PERMITS

Liquor Licenses

15. 11-13-9074, Roger Kenneth Burton, Giant No. 615, 6150 S. Kolb Road, Tucson, Series 10, Beer and Wine Store, New License.

Motion carried to approve (5-0)

16. 11-14-9075, Robert Edward Grady, Under the Tucson Sun, 5151 S. Country Club Road, Tucson, Series 12, Restaurant, New License.

Motion carried to approve (5-0)

17. 11-15-9076, Nicholas Carl Guttilla, Miraval Raindance Pass, 5000 E. Via Estancia Miraval, Tucson, Series 10, Beer and Wine Store, New License.

Motion carried to approve (5-0)

Bingo Licenses

*(**Clerk's Note**): See Sheriff's Report)

- *18. 11-02-8024, AMVets Post No. 770, 3015 S. Kinney Road, Tucson, Class B - Medium Game.

Motion carried to approve (5-0)

- *19. 11-03-8025, American Citizens Social Club, 811 N. 2nd Avenue, Ajo, Class A - Small Game.

Motion carried to approve (5-0)

HEALTH DEPARTMENT

20. **Fee Schedule**

ORDINANCE NO. 2011- **43**, of the Pima County Board of Supervisors, establishing fees for birth and death certificates provided by the Pima County Health Department, Vital Records Division.

Motion carried to approve (5-0)

RECORDER

21. **Fee Schedule**

ORDINANCE NO. 2011- **44**, of the Pima County Board of Supervisors, establishing fees for election related services, voter registration data and recorded document services provided by the Pima County Recorder.

Motion carried to approve (5-0)

DEVELOPMENT SERVICES

UNFINISHED BUSINESS (RM 4/19/11 and RM 6/7/11)

22. **Rezoning Time Extension**

Co9-04-17, LEE PLAZA, L.L.C. - VALENCIA ROAD REZONING

Request of Mark Road L.L.C., represented by Presidio Engineering, Inc., for a five year time extension for a rezoning of approximately 44.2 acres from GR-1 (Rural Residential) to CR-4 (Mixed Dwelling Type Zone) and approximately 51.2 acres from GR-1 to GR-1 ® (Restricted), on property located on the west side of Mark Road, approximately 600 feet north of Valencia Road. The subject property was rezoned in March 2006 and expired in March 2011. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. Staff recommends **APPROVAL SUBJECT TO MODIFIED STANDARD AND SPECIAL CONDITIONS.** (District 3)

Motion carried to approve (5-0)

NEW BUSINESS

Conditional Use Permit

23. P21-11-007, NORTHWEST FIRE DISTRICT – W. EL CAMINO DEL CERRO
Request of Northwest Fire District, represented by FM Group, on property located at 4151 W. El Camino del Cerro, in the CR-1 Zone, for a Conditional Use Permit for a communication tower (proposed 11 foot 2 inch increase in height of communication tower). Chapter 18.97, in accordance with Section 18.07.030H.2.e of the Pima County Zoning Code, allows a communication tower as a Type III Conditional Use in the CR-1 Zone. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Cook, Cox-Golder, Spendiarian and Steinbrenner were 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)

Rezoning

24. Co9-11-01, AJOUZ – WEST INA ROAD REZONING
Request of Toufic M. & Katherine Mather Ajouz, for a rezoning of approximately .88 acres from CR-1 (Single Residence) to TR (Transitional Zone) on property located on the north side of Ina Road and approximately 2000 feet east of La Canada Drive. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20, amended by Resolution No. 2011-30 (Rezoning Policy–129). On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Cook, Cox-Golder, Spendiarian and Steinbrenner 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)

25. Co9-11-02, DOMINGUEZ – CRAYCROFT ROAD REZONING
Request of Peggy and Leonardo Dominguez, represented by MJM Consulting, Inc., for a rezoning of approximately 0.5 acre from CR-3 (Single Residence) to CB-1 (Local Business) on property located at the northeast corner of Craycroft Road and Rex Stravenue, approximately 600 feet north of Interstate 10. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 7-0, (Commissioners Cook, Cox-Golder, and Steinbrenner were absent) to recommend **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 2)

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

Rezoning Closure/Time Extension

26. Co9-96-09, 4-D PROPERTIES LAVERGNE THOMPSON WHOLESALE, L.L.C. – LITTLETOWN ROAD REZONING

- A. Proposal to close an 8.75 acre portion of Co9-96-09 that rezoned approximately 17.5 acres of property from SR (Suburban Ranch) and AE (Airport Environs) to CI-2 (General Industrial) and AE (Airport Environs). The rezoning was conditionally approved by the Board of Supervisors on July 16, 1996, and expired on September 17, 2004. The site is located off Littletown Road, approximately one half mile east of Wilmot Road. Staff recommends **AGAINST CLOSURE**. (District 4)

Motion carried to approve (5-0)

- B. Request of The Planning Center, representing Charles and Lynda Pearce and the Pearce Family Revocable Living Trust, for a five-year time extension for a 8.75 acre portion of the above referenced rezoning of approximately 17.5 acres from SR (Suburban Ranch) and AE (Airport Environs) to CI-2 (General Industrial) and AE (Airport Environs). The rezoning was conditionally approved on July 16, 1996, and expired on September 17, 2004. The site is located off Littletown Road, approximately one-half mile east of Wilmot Road. Staff recommends **APPROVAL SUBJECT TO MODIFIED STANDARD AND SPECIAL CONDITIONS**. (District 4)

Motion carried to approve (5-0)

Zoning Code Text Amendments

*(**Clerk's Note**: Staff requests this item be removed from the agenda due to an error in the legal advertisement. It will be rescheduled and readvertised at a later date.)

*27. Co8-10-08, ADULT CARE HOME SERVICE

Without objection, this Item was removed from the agenda.

28. Co8-11-03, FIRST RESPONDER VEHICLE AND COMMERCIAL VEHICLE

An ordinance of the Pima County Board of Supervisors relating to zoning; amending the Pima County Zoning Code Title 18, Chapter 18.01 (General Provisions), Section 18.01.030, to add a statutory exemption for parking public service and public safety emergency vehicles; and to amend Chapter 18.07 (General Regulations and Exceptions) to clarify permitted locations for commercial vehicle parking. On motion,

the Planning and Zoning Commission voted 7-0 (Commissioners Cook, Cox-Golder and Steinbrenner were absent) to recommend **APPROVAL**. Staff recommends **APPROVAL**. (All Districts)

If approved, pass and adopt:

ORDINANCE NO. 2011- **45**.

Motion carried to approve (5-0)

Rezoning Ordinance

29. ORDINANCE NO. 2011- **46**, Co9-10-02, Faith Community Church, Inc., – Orange Grove Road Rezoning. Owners: Faith Community Church, Inc. (District 1)

Motion carried to approve (4-1)

TRANSPORTATION

30. **Roadway Establishment and Intergovernmental Agreement**

- A. RESOLUTION NO. 2011 – **115**, of the Pima County Board of Supervisors, establishing a County highway within the incorporated limits of the City of Tucson for the Cherry Avenue Road Improvement Project: Broadway Boulevard to 13th Street.

Motion carried to approve (5-0)

- B. RESOLUTION NO. 2011 – **116**, approving an Intergovernmental Agreement with the City of Tucson, to provide neighborhood transportation safety improvement assistance to the Miles Neighborhood Association for the design and installation of new sidewalks and pedestrian access on South Cherry Avenue, 1997 HURF Fund, contract amount \$170,000.00 (01-04-T-144105-0711)

Motion carried to approve (5-0)

31. **Roadway Establishment**

RESOLUTION NO. 2011 – **117**, of the Board of Supervisors, providing for the establishment of Spica Drive, a County highway situated within a portion of the southwest quarter of Section 24, T14S, R11E, G&SRM, Pima County, Arizona.

Motion carried to approve (5-0)

32. **Traffic Ordinances**

- A. ORDINANCE NO. 2011- **47**, of the Board of Supervisors, regulating parking of vehicles on Pontatoc Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5-0)

- B. ORDINANCE NO. 2011- **48**, of the Board of Supervisors, designating Helmet Peak Road as a through street in Pima County, Arizona. Staff recommends **APPROVAL**. (Districts 3 and 4)

Motion carried to approve (5-0)

- C. ORDINANCE NO. 2011- **49**, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Whitehouse Canyon Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 4)

Motion carried to approve (5-0)

33. **CALL TO THE PUBLIC**

34. **ADJOURNMENT**

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.
DATE POSTED: 7/6/11
TIME POSTED: 5:00 p.m.

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CONSENT CALENDAR, JULY 12, 2011

1. CONTRACTS AND AWARDS

A. Community Development and Neighborhood Conservation

1. Our Family Services, Inc., Amendment No. 1, to provide for the Teens in Transition Program and amend scope of work, HUD Emergency Shelter Grant Fund, contract amount \$2,500.00 (02-70-O-143527-1010)
2. La Paloma Family Services, Amendment No. 1, to provide for the Amparo de Los Angeles Program and amend scope of work, HUD Emergency Shelter Grant Fund, contract amount \$2,500.00 (02-70-L-143529-1010)
3. RESOLUTION NO. 2011- 106, approving and authorizing the 2010 Supportive Housing Grant with the U.S. Department of Housing and Urban Development, to provide administration of the Casa for Families II Project, General Fund, contract amount \$60,201.50 matching funds; HUD/SHP Grant Fund, contract amount \$434,713.00 revenue (02-70-U-144095-0711)
4. International Sonoran Desert Alliance, Inc., to provide for the Ajo Plaza Rental Project, HUD/HOME Grant Fund, contract amount \$200,000.00 (11-70-I-144104-0411)

B. Community Services, Employment and Training

5. Arizona Housing and Prevention Services, Inc., Amendment No. 5, to provide emergency financial assistance and case management referral services, extend contract term to 6/30/12 and amend contractual language, Federal and State Social Service Grant Funds, contract amount \$54,057.00 (07-69-A-141757-0708)
6. To provide emergency financial assistance, case management, referral and advocacy services, extend contract term to 6/30/12 and amend contractual language, Federal and State Social Service Grant Funds:

<u>Vendor</u>	<u>Amount</u>	<u>Contract No.</u>	<u>Amend. No.</u>
Primavera Foundation	\$57,011.00	07-69-P-141758-0708	5
Chicanos Por La Causa, Inc.	\$53,851.00	07-69-C-141759-0708	5
Portable Practical Educational Preparation, Inc.	\$39,231.00	07-69-P-141761-0708	5
Tucson Urban League, Inc.	\$41,942.00	07-69-T-141762-0708	5

American Indian Association of Tucson, Inc. d.b.a. Tucson Indian Center	\$37,070.00	07-69-A-141763-0708	5
Interfaith Community Services	\$78,906.00	07-69-I-141764-0708	6

7. Goodwill Industries of Southern Arizona, Inc., Amendment No. 1, to provide staff to assist with workforce development services, extend contract term to 6/30/12 and amend contractual language, U.S. Department of Labor, Arizona Department of Economic Security and Other Workforce Funds, contract amount \$62,481.00 (07-69-G-143008-0710)
8. Goodwill Industries of Southern Arizona, Inc., to provide assistance to individuals preparing for the workforce, General Fund, contract amount \$10,000.00; U.S. Department of Labor, Arizona Department of Economic Security WIA Grant and Other Workforce Funds, contract amount \$95,600.00: total contract amount not to exceed \$105,600.00 (07-69-G-144102-0711)
9. SER Jobs for Progress of Southern Arizona, Inc., to provide staff to assist with workforce development services, General Fund, contract amount \$55,000.00; U.S. Department of Labor, Arizona Department of Economic Security WIA Grant and Other Workforce Funds, contract amount \$493,560.00 total contract amount not to exceed \$548,560.00 (CT-12-000001)
10. SER Jobs for Progress of Southern Arizona, Inc., to provide basic education and English as a second language services, General Fund, contract amount \$10,000.00; U.S. Department of Labor, Arizona Department of Economic Security and other Workforce Funds, contract amount 152,500.00; total contract amount not to exceed \$162,500.00 (CT-12-000002)
11. To provide transitional housing and supportive services to the homeless, HUD/SHP Fund:

<u>Vendor</u>	<u>Amount</u>	<u>Contract No.</u>
Our Family Services, Inc.	\$107,386.00	CT-12-000003
Arizona Housing and Prevention Services, Inc.	\$165,428.00	CT-12-000004
Comin' Home, Inc.	\$134,793.00	CT-12-000005
Old Pueblo Community Services, Inc.	\$113,582.00	CT-12-000006
The Salvation Army	\$93,920.00	CT-12-000007

12. SER Jobs for Progress of Southern Arizona, Inc., to provide for the Las Artes Youth Basic Education Program, General Fund, contract amount \$3,000.00; U.S. Department of Labor and Arizona Department of Economic Security Fund, contract amount \$238,200.00; total contract amount \$241,200.00 (CT-12-000008)

C. County Attorney

13. Zingg Law Office, L.L.C., Amendment No. 6, to provide legal services related to workers' compensation claims, extend contract term to 5/28/13 and amend contractual language, Risk Management Tort Fund, contract amount \$100,000.00 (17-02-Z-134943-0604)
14. Moeller Law Office, Amendment No. 7, to provide legal services related to workers' compensation claims, extend contract term to 5/27/13 and amend contractual language, Risk Management Tort Fund, contract amount \$200,000.00 (17-02-M-135232-0604)
15. Goering, Roberts, Rubin, Brogna, Enos and Treadwell-Rubin, P.C., Amendment No. 8, to provide legal services related to workers' compensation claims, extend contract term to 5/27/13 and amend contractual language, Risk Management Tort Fund, contract amount \$150,000.00 (17-02-G-135233-0604)
16. RESOLUTION NO. 2011- 107, of the Pima County Board of Supervisors, accepting the Arizona Criminal Justice Commission Crime Victim Assistance Grant, to provide 3 Victim Witness personnel, General Fund, contract amount \$106,900.00 matching funds; Federal Fund, contract amount \$106,900.00 revenue (02-02-A-144103-0711)

D. Facilities Management

17. Pacific Income Properties, L.L.C., to provide a lease agreement for property located at 3550 N. First Avenue, Suite 280, General Fund, contract amount \$238,271.64/2 year term (04-13-P-144106-0711)

E. Finance

18. Hawkins, Delafield and Wood, L.L.P., Amendment No. 4, to provide arbitrage rebate compliance services and extend contract term to 6/30/12, no cost (07-09-H-141090-0708)

F. Health Department

19. Arizona Department of Health Services, Amendment No. 5, to provide for the Smoke Free Arizona Program and amend contractual language, no cost (01-01-A-139453-0507)
20. Arizona Department of Health Services, Amendment No. 5, to provide for the Tuberculosis Control Program and amend contractual language, no cost (01-01-A-140692-0108)

21. Arizona Department of Health Services, Amendment No. 2, to provide for the Arizona Immunization Program and amend contractual language, no cost (01-01-A-140731-0108)
22. Arizona Department of Health Services, Amendment No. 4, to provide for the Tuberculosis Control Program and amend contractual language, no cost (01-01-A-141124-0708)
23. Arizona Department of Health Services, Amendment No. 5, to provide for the Tuberculosis Control Program, extend contract term to 6/30/12 and amend scope of work, State Fund, contract amount \$76,150.00 revenue (01-01-A-141124-0708)

G. Information Technology

24. Queue Corporation, Amendment No. 1, to provide voter registration/database consulting services and extend contract term to 8/31/12, no cost (07-14-Q-143239-0910)

H. Natural Resources, Parks & Recreation

25. The Tucson Girls Chorus Association, Inc., Amendment No. 2, to provide a lease agreement for property located at 4020 E. River Road and extend contract term to 6/30/12, General Fund, contract amount \$4,800.00 revenue (04-05-T-134993-0804)

I. Pima Health System

26. Maria Apalategui, Amendment No. 5, to provide adult foster care service, extend contract term to 9/30/11 and amend contractual language, no cost (07-15-A-140064-0907)
27. Gloria Espinoza, Amendment No. 5, to provide adult foster care services, extend contract term to 9/30/11 and amend contractual language, no cost (07-15-E-140071-0907)
28. Esperanza and Amado Gutang, d.b.a. Gutang's Adult Foster Care Home, Amendment No. 6, to provide adult foster care services, extend contract term to 9/30/11 and amend contractual language, PHCS Enterprise Fund, contract amount \$35,000.00 (07-15-G-140073-0907)
29. Cherie Hackman, d.b.a. Saguaro Horizons, Amendment No. 6, to provide assisted living home services, extend contract term to 9/30/11 and amend contractual language, PHCS Enterprise Fund, contract amount \$25,000.00 (07-15-H-140150-0907)

30. Sher-Lan, L.L.C., d.b.a. Elder Care and More II, Amendment No. 7, to provide assisted living home services, extend contract term to 9/30/11 and amend contractual language, PHCS Enterprise Fund, contract amount \$25,000.00 (07-15-S-140111-0907)
31. To provide assisted living home services, extend contract term to 9/30/11 and amend contractual language, no cost:

<u>Vendor</u>	<u>Contract No.</u>	<u>Amend. No.</u>
Spring Days Adult Care Home, L.L.C., d.b.a. Springs Days Adult Care Home	07-15-S-140145-0907	5
The TLC Team, L.L.C. d.b.a. Silver Moon Assisted Living Home	07-15-S-140146-0907	6
Sakuta Enterprises, Inc., d.b.a. Sakuta's Young at Heart	07-15-S-140152-0907	5
Sierra Adult Care, L.L.C.	07-15-S-140154-0907	5
Tommy T. Pallanes d.b.a. The Pallanes Assisted Living Home	07-15-P-140156-0907	6
Sunset Adult Care Home, L.L.C.	07-15-S-140201-0907	6
Casa De Asistencia, L.L.C. d.b.a. The Rose	07-15-C-140204-0907	5
Whispering Hills Care Homes, L.L.C.	07-15-W-140210-0907	5
Paul & Juanita Hernandez d.b.a. Ridgecrest II	07-15-H-140263-0907	6
Elsa's Adult Care Home, L.L.C.	07-15-E-140091-0907	6
Casa De Dios, Inc.	07-15-C-140094-0907	5
Four Star Enterprises, Inc. d.b.a. Crossroads Adult Care Home II	07-15-F-140096-0907	5
Four Star Enterprises, Inc. d.b.a. Crossroads Adult Care Home	07-15-F-140097-0907	6
Emmanuel Care Home, Inc., d.b.a. Emmanuel Care Home	07-15-E-140100-0907	5
Ubalдина R. Trejo d.b.a. Care Haven	07-15-T-140102-0907	5
Bluefield ACH, L.L.C.	07-15-B-140104-0907	5
Melissa G. Grijalva Vazquez d.b.a. Betania Care Home	07-15-R-140105-0907	6
Leonor Arroyo d.b.a. Autumn House	07-15-A-140107-0907	6

	Frances Irene Diaz/Jesus D. Diaz d.b.a. All Comforts of Home	07-15-D-140109-0907	5
	Apodaca Enterprises, L.L.C., d.b.a. Aguilera Home	07-15-K-140110-0907	6
	Sher-Lan, L.L.C., d.b.a. Elder Care and More	07-15-S-140112-0907	6
	Lisa O'Neal d.b.a. Desert Oasis Adult Care Home	07-15-O-140114-0907	5
	Emmanuel Care Home, Inc., d.b.a. Emmanuel Care Home III	07-15-E-140120-0907	6
	Amie Rose Assisted Living Home, L.L.C.	07-15-N-140131-0907	7
	Lovecare Co.	07-15-L-140135-0907	5
	House of Prayer, Inc., d.b.a. House of Prayer	07-15-H-140139-0907	6
	Highland Hills Adult Care Home L.L.C.	07-15-H-140141-0907	5
	La Paloma Home for the Aging, L.L.C., d.b.a. La Paloma Home for the Aging	07-15-L-140212-0907	7
	Espinosa Care L.L.C., d.b.a. Heatherwood	07-15-E-140213-0907	5
	Marbry Enterprises, L.L.C., d.b.a. Desert Steppes II	07-15-M-140221-0907	5
	Brymar Enterprises, L.L.C., d.b.a. Desert Steppes I	07-15-B-140222-0907	5
	Corpuz Holdings, L.L.C. d.b.a. Amorosa Assisted Living	07-15-A-140225-0907	6
	Juanita and Paul Hernandez d.b.a. Ridgecrest I	07-15-H-140262-0907	6
	Asterion Acres, L.L.C.	07-15-A-140677-0208	6
	Arnold Obregon, Jr. and Helda Obregon d.b.a. Casa Theresita III	07-15-O-141034-0608	6
32.	Maxim Healthcare Services, Inc., Amendment No. 7, to provide homecare services, extend contract term to 9/30/11 and amend contractual language, no cost (07-15-M-142130-0709)		
33.	Kindred Hospitals West, L.L.C., d.b.a. Kindred Hospital Arizona - Tucson, Amendment No. 2, to provide hospital services, extend contract term to 9/30/11 and amend contractual language, no cost (18-15-K-142146-0509)		
34.	Urological Associates of Southern Arizona, P.C., Amendment No. 2, to provide urology services, extend contract term to 8/31/12 and amend contractual language, no cost (18-15-U-142266-0909)		

35. Cornerstone Hospital of Southeast Arizona, L.L.C., Amendment No. 2, to provide hospital services, extend contract term to 8/31/12 and amend contractual language, no cost (18-15-C-142485-1009)

J. Procurement

36. Durazo Construction Corp., Amendment No. 3, to provide a job order contract for residential property rehabilitation services, extend contract term to 9/14/12 and amend contractual language, General Fund, contract amount \$100,000.00 (26-70-D-142385-0909)
37. Environmental Strategies, Inc., Amendment No. 2, to provide a job order contract for residential property rehabilitation services, extend contract term to 9/14/12 and amend contractual language, General Fund, contract amount \$100,000.00 (26-70-E-142493-0909)
38. Tucson Asphalt Contractors, Inc., Amendment No. 3, to provide for the Rillito River Divided Urban Pathway Transportation Enhancement Project, extend contract term to 9/2/11 and amend contractual language, no cost (03-05-T-143712-0111) Natural Resources, Parks and Recreation
39. KE&G Construction, Inc., Change Order No. 5, to provide construction services for the La Canada Drive: Ina Road to Calle Concordia Improvement Project and amend contractual language, RTA and Urban HURF Funds, contract amount \$298,616.29 (03-04-K-142492-1109) Transportation
40. Kimley-Horn and Associates, Inc., Amendment No. 3, to provide for the Laguna Elementary School Pedestrian Enhancement Project, extend contract term to 9/30/12 and amend scope of work, Transportation Special Revenue Fund, contract amount \$15,000.00 (16-04-S-142709-0110)

Awards

41. Cooperative Procurement: Award of Contract, Requisition No. 1103679, in the amount of \$400,000.00 for salad bars and related equipment to Arizona Restaurant Supply, Inc. (Headquarters: Marana, AZ). Contract is for a one-year term with one annual renewal. Funding Source: Federal Grant. Administering Department: Health Department.
42. Low Bid: Award of Contracts, Requisition No. 1103426, in the amount of \$1,400,000.00 for asphaltic concrete to the vendors listed below. Contract is for a five year term. The award includes the authority for the Procurement Department to reallocate the award amounts among the contracts without further action by the Board of Supervisors provided that the sum of the revised contract amounts does not exceed the sum of the contract award amounts. Funding Source: General Fund. Administering Department: Transportation.

<u>Contractor</u>	<u>Headquarters</u>	<u>Annual Amount</u>
Granite Construction Co.	Watsonville, CA	\$700,000.00
CalPortland Co.	Glendora, CA	\$420,000.00
Vulcan Materials Co.	Birmingham, AL	\$280,000.00

K. Real Property

43. Arizona Christian Missionary Society, to provide a license for right-of-way encroachment on Overton Road, contract amount \$1,500.00 revenue/25 year term (12-04-A-144070-0711) Transportation

L. Regional Wastewater Reclamation

44. RESOLUTION NO. 2011 - 108, approving an Intergovernmental Agreement with the Metropolitan Domestic Water Improvement District, to provide sewer user fees billing and collection services, Wastewater Management Enterprise Fund, contract amount \$252,000.00 (01-03-M-144107-0711)

M. Sheriff

45. Arizona Department of Homeland Security, Amendment No. 1, to provide a subgrantee agreement for reallocation of funding under the Operation Stonegarden Grant Program and extend contract term to 7/31/11, Federal Grant Fund, contract amount \$6,160.49 revenue (01-11-A-143474-1010)

N. Superintendent of Schools

46. Pima County Elections Department, Amendment No. 1, to provide local school district election services and extend contract term to 6/30/12, no cost (07-38-P-142900-0710)

2. BOARD OF SUPERVISORS

Approval of the Board of Supervisors' Meeting Schedule for the period of September through December 2011.

3. ELECTIONS DEPARTMENT

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

<u>RESIGNATIONS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Storrs, Brittni M.	120	DEM
Farwell, Richard R.	125	GRN

Flax, Katherine	344	GRN
Walters, Gregory S.	101	REP
Cashion, Kenneth D.	392	REP
Rebling, Blake W.	402	REP
Winsky, Jason M.	411	REP

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Motherway, Michael B.	200	GRN
Vieweg, Bren T.	295	REP
Cashion, Kenneth D.	339	REP
Sjostrand, Gene L.	345	REP
Sjostrand, Sandra R.	345	REP
Hinske, Cindy L.	398	REP
Hinske, Robert E.	398	REP

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

A. **Animal Care Center Advisory Committee**

Reappointment of Nancy Emptage, Animal Welfare Coalition. Term expiration: 6/30/15. (Organizational recommendation)

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

Reappointments of David Bachman-Williams, Martha Lemen, Eric Post and Jean Gorman. Term expirations: 6/30/13. (Commission recommendations)

C. **Tucson-Pima County Historical Commission**

Appointment of Marty McCune. Term expiration: 12/31/12. (District 3)

D. **Library Advisory Board**

Appointment of Elizabeth Sullivan to replace Marjorie Gerdes. Term expiration: 6/30/15. (District 1)

E. **Pima County/Tucson Commission on Addiction, Prevention and Treatment**

1. Appointment of Arthea Tate. Term expiration: 7/31/13. (Commission recommendation)

2. Reappointments of:

Roy Tullgren III	Term expiration:	1/31/12
Lynn Reyes	Term expiration:	10/31/12
Mauricio Lopez, Sr.	Term expiration:	11/30/12

(Commission recommendations)

F. Small Business Commission

Appointment of John Peck to fill the unexpired term of Pat Taviss. Term expiration: 4/30/12. (District 3)

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

- A. Kord M. Klinefelter, American Legion Post No. 10, The Ajo Plaza at Plaza Street and Highway 85, Ajo, July 4, 2011.
- B. Carla Jean Keegan, Angel Charity for Children, Inc., Westin La Paloma, 3800 E. Sunrise Drive, Tucson, October 1, 2011.
- C. Mary J. Redden, Tucson Roller Derby, 5120 S. Julian Drive, Tucson, July 9 and August 6, 2011.

FINANCE AND RISK MANAGEMENT

6. Duplicate Warrants – For Ratification

Technical Difference	\$	3,860.11
Douglas Hanna	\$	585.00
Ana D. Perez	\$	300.00
Nasr Badri	\$	235.68
Double D Alignment	\$	55.00
City of Tucson	\$	112.88
Terry Lewis	\$	64.95
Elvia Carino	\$	117.00
Clark Munger	\$	457.98
Paul Tang	\$	457.98
Idexx Distribution, Inc.	\$	307.37
Maria Valarie Palumbo	\$	142.40
Star Romero	\$	19.92
Las Montañas	\$	540.00

7. RECORDER

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

8. DEVELOPMENT SERVICES

Restrictive Covenant

Acceptance of the Restrictive Covenant offered by TRICO Exchange, L.L.C., to maintain 18 acres as natural open space, in Section 27, T11S, R10E, G&SRM. No revenue. (District 3)

9. **REAL PROPERTY**

A. **Public Utility License Agreement**

Tierra Linda Water Company, Inc., an Arizona Corporation, to provide a public utility license for a water distribution system using County public rights-of-way now existing or hereafter established and lying within the unincorporated areas of Pima County. No cost. (All Districts)

B. **Condemnation**

RESOLUTION NO. 2011 - **109**, of the Pima County Board of Supervisors, authorizing the Pima County Attorney to condemn for real property or real property interests where necessary for road maintenance purposes at the intersection of E. Rohyans Trail and Indian Trail Road, in Section 8, T13S, R15E, G&SRM. (District 1)

C. **Gift Deed**

Acceptance of a Gift Deed from Stewart Title, under Trust No. 3644, for Tax Parcel No. 303-56-005G, a portion of property located in Section 8, T17S, R14E, G&SRM. (District 4)

10. **RATIFY AND/OR APPROVE**

Minutes: May 17, 2011

Warrants: June, 2011

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

July 12, 2011 9:00 a.m.

... EXECUTIVE SESSIONS

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 Celine Baker v. Clarence W. Dupnik, et al., United States District Court Case No. 09-CV-00015-HCE.

Motion carried to approve (5-0)

- B. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a settlement offer in Valles et al. v. Pima County, Ninth Circuit Court of Appeals Case No. 11-15794 and regarding West Speedway Partners, L.L.C., United States Bankruptcy Court Case No. 4:-6-bk-01632-EWH.

Motion carried to approve (5-0)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... STADIUM DISTRICT BOARD

Presentation

Presentation of the Annual Report by the Pima County Sports and Tourism Authority for FY 2010-2011 and approval of the Budget and Business Plan for FY 2011-2012.

Motion carried to approve (4-1)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

1. BOARD OF SUPERVISORS

RESOLUTION NO. 2011- 117, of the Pima County Board of Supervisors, opposing the National Association of Counties' proposed resolution urging Congress to waive

environmental laws on public lands for Border Patrol Agents within 100 miles of the U.S.-Mexico Border. (District 5)

Motion carried to approve as amended (5-0)

2. **COUNTY ADMINISTRATOR**

Donation of Pima Health Systems Training Items

Pursuant to Board of Supervisors Policy No. 29.11, staff requests approval to donate the Pima Health Systems training room equipment and materials to the Pima Council on Aging.

Motion carried to approve (5-0)

3. **ECONOMIC DEVELOPMENT AND TOURISM**

A. **Arizona-Sonora Desert Museum**

Pursuant to the Lease Agreement, the Arizona-Sonora Desert Museum requests approval of the modifications and alterations to the Baldwin Education Building.

Motion carried to approve (5-0)

B. **Metropolitan Tucson Convention and Visitors Bureau**

Presentation by Brian Johnson, Chairman of the Stake Holder Audit Committee of the Metropolitan Tucson Convention and Visitors Bureau, of the Performance Audit Report and acceptance of the Committee recommendations.

Motion carried to approve (5-0)

4. **PIMA COUNTY SPORTS AND TOURISM AUTHORITY**

Presentation of the Annual Report by the Pima County Sports and Tourism Authority for FY2010-2011 and approval of the Budget and Business Plan for 2011-2012.

Motion carried to approve (4-1)

5. **CONTRACTS AND AWARDS**

A. **Community Development and Neighborhood Conservation**

1. RESOLUTION NO. 2011- 118, approving an Intergovernmental Agreement with the City of Tucson, to provide for the Wakefield Neighborhood Improvement Project, 2004 Bond Fund, contract amount \$500,000.00 (CT-CD-12-000055)

2. Tucson Summer Pro League, to provide for the 2011 Pascua Yaqui Youth Internship Program, Indian Gaming Fund, contract amount \$44,500.00 (CT-CD-12-000080)

Motion carried to approve (5-0)

B. Community Services, Employment and Training

3. Open Inn, Inc., to provide transitional housing and supportive services to the homeless, HUD/SHP Fund, contract amount \$68,950.00 (CT-CS-12-000012)

Motion carried to approve (5-0)

C. Office of Emergency Management

4. RESOLUTION NO. 2011- 119, approving an Intergovernmental Agreement with the City of Tucson, to provide for the Tucson Urban Area Security Initiative - Regional Emergency Operation Center Enhancement, Department of Homeland Security Fund, contract amount \$527,613.00 (CT-OEM-12-000081)

Motion carried to approve (5-0)

D. Procurement - Award

5. Amendment of Award to the following contractors for copier maintenance, parts and supplies and extension of contract term to 12/31/11, no cost. Administering Department: Information Technology.

<u>Contractor</u>	<u>Contract</u>	<u>Amend. No.</u>
IKON Office Solutions, Inc.	B508441	1
Kachina Business Solutions	B502819	6

Motion carried to approve (5-0)

E. Transportation

6. Simon Donovan, L.L.C., and Ben Olmstead, to provide artist services for the Magee Road: La Cañada to Oracle Road Project, RTA, Urban HURF and Impact Fee Funds, contract amount \$61,000.00 (CT-TR-12-000015)

Motion carried to approve (5-0)

7. RESOLUTION NO. 2011- 120, approving an Intergovernmental Agreement with the Metropolitan Domestic Water Improvement District, to provide for the relocation of the Matter Well needed for the La Cholla

Roadway Improvement Project, RTA, HURF and Impact Fee Funds, contract amount not to exceed \$1,000,000.00 (CT-TR-12-000082)

Motion carried to approve (5-0)

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

A. **Pima County Sports and Tourism Authority**

Appointment of Mike Varney, Tucson Metropolitan Chamber of Commerce, to fill the unexpired term of Jack Camper. Term expiration: 3/31/12.

Motion carried to approve (5-0)

B. **Public Art Committee of the Tucson Pima Arts Council**

Appointment of Hope Cramer to replace Elizabeth Albert. No term expiration. (District 5)

Motion carried to approve (5-0)

C. **Trial Court Appointments Nominating Committee, District 5**

Appointments:

Albert Lundquist	Democrat
Claudia Ellquist	Green Party
Sky Jacobs	Independent

Reappointments:

Camiliano Juarez	Democrat
Sami Hamed	Democrat
Carolyn Campbell	Democrat
Bill Moeller	Green Party

No term expiration.

Motion carried to approve (5-0)

7. **MAGEE/CORTARO FARMS ROAD IMPROVEMENTS**

A. **Exchange Agreement and Special Warranty Deed**

RESOLUTION NO. ~~2010~~ **2011** - 121, of the Pima County Board of Supervisors, approving and authorizing an Exchange Agreement, Special Warranty Deed, Drainage and Utility Easement, and Temporary Construction

Easement with Magee Como Development Association, L.L.C., to exchange properties needed for the Magee Road/Cortaro Farms Road Improvement Project, RTA and Impact Fee Funds, contract amount not to exceed \$5,000.00 for closing costs (CT-TR-12-000083) Real Property

Motion carried to approve (5-0)

B. Development Agreement

RESOLUTION NO. ~~2010~~ **2011** - **122**, of the Pima County Board of Supervisors, approving and authorizing the execution of a Development Agreement with Magee Como Development Association, L.L.C. (District 1)

Motion carried to approve (5-0)

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

DATE POSTED: 7/8/11

TIME POSTED: 12:15 p.m.