

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

September 6, 2011 9:00 a.m.

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Father John Lyons, St. Thomas the Apostle Church.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

5. **PRESENTATIONS/PROCLAMATIONS**

- A. Presentation of a proclamation to Darren Venters, Chair of the Southern Arizona Office of the Employer Support of the Guard and Reserve, proclaiming the week of September 19, 2011 to be:

**“EMPLOYER SUPPORT OF THE GUARD
AND RESERVE WEEK”**

Motion carried to approve (5-0)

- B. Presentation of a proclamation to Stephen Schuldenfrie from the Citizen Corps Council and Caren Prather, volunteer coordinator for the Pima County Office of Emergency Management and Homeland Security, proclaiming the month of September, 2011 to be:

“PREPAREDNESS MONTH”

Motion carried to approve (5-0)

... **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 the appeal of a decision by the Pima County Merit Commission in Cynthia Bennett vs. Pima County Health Department.

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 the proposed settlement with the Chicago White Sox.

Motion carried to approve (5-0)

(CLERK'S NOTE: See Stadium District Board and Zoning Enforcement Board of Appeals.)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... FLOOD CONTROL DISTRICT BOARD

A. Contracts

- 1. Metropolitan Domestic Water Improvement District (MDWID), to provide an Intergovernmental Agreement for the construction of a reclaimed waterline for the CDO Linear Park and Ball Fields at Pima Community College NW, and deliver reclaimed water to the OMNI National Golf Course, Flood Control District Fund, contract amount \$500,000.00 (CT-FC-12-001213)

Motion carried to approve (5-0)

- 2. Francisco Toruga and Maria Elena Toruga, as joint tenants with right of survivorship, to provide an Acquisition Agreement for the purchase of property needed for the Santa Cruz: Ajo to Silverlake Project, Tax Parcel No. 119-18-015D, 1997 Bond Fund, contract amount \$287,600.00 including closing costs (CT-PW-12-001105)

Motion carried to approve (5-0)

B. Exchange Agreement and Quit Claim Deeds

- 1. Exchange Agreement between Pima County and the **Pima County Flood Control District** along the La Cholla Boulevard right-of-way and the Canada Del Oro Floodway, within Sections 21 and 22, T12S, R13E, G&SRM. (District 1)

Motion carried to approve (5-0)

2. Quit Claim Deed to Pima County Flood Control District, to convey all rights, title and interest of land located within Sections 21, T12S, R13E, G&SRM. No revenue. (District 1)

Motion carried to approve (5-0)

3. Quit Claim Deed to Pima County, to convey all rights, title and interest of land located within Sections 21, T12S, R13E, G&SRM. No revenue. (District 1)

Motion carried to approve (5-0)

4. Quit Claim Deed to Pima County Flood Control District, to convey all rights, title and interest of land located within Section 22, T12S, R13E, G&SRM. No revenue. (District 1)

Motion carried to approve (5-0)

... **STADIUM DISTRICT BOARD**

Executive Session

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding the proposed settlement with the Chicago White Sox.

Motion carried to approve (5-0)

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

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. P11CV00267-1 thru 5, Phelps Family L.L.C. The Board may also, during the course of the hearing and upon motion, enter into Executive Session.

The Executive Session was not held.

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

P11CV00267-1 thru 5, Phelps Family L.L.C.

In accordance with the Pima County Zoning Code Section 18.95.030C, Phelps Family L.L.C., c/o Mark Phelps, Manager, appeals the decision of the Hearing Officer in Case No. P11CV00267-1 thru 5. The citation was for violations of the Pima County Zoning Code under Sections: 1) 18.79.040 and 18.79.070 - signs without permits; 2) 18.01.030.E1 - electrical without permit, flood lights on cargo container; 3) 18.01.030.E1 - fencing without permit, interior chain link fencing for storage of thrift store items; 4) 18.01.030.E1 and 18.71.010 - outdoor restaurant

with a permit and without a development plan; 5) 18.07.030.C - open storage. (District 1)

Motion carried to uphold the appeal (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 (3-2)

7. **COUNTY ADMINISTRATOR**

A. **Revisions to Merit System Rules and Personnel Policies**

Staff recommends approval of the following revisions to Merit System Rules and Personnel Policies:

Merit System Rule 5.1.C.4 – Examination: Merit System Rule 5.1.C.4 is revised to comply with the Arizona State Library, Archives and Public Records requirements. Specifically, the general records retention schedule for Personnel/Human Resources Records limits the retention of test scores, among other recruitment documents, to two years and six months. Therefore, test scores for County employees must be in compliance with the retention schedule and can no longer be retained for the duration of their employment with Pima County. Also, we have added language that will allow an employee to retake the examination prior to the expiration of their test scores and Human Resources will schedule additional testing sessions accordingly.

Personnel Policy 8-105.G.1 - Annual Leave: Personnel Policy 8-105.G.1 extends the policy to allow donated annual leave hours in instances when an employee is on approved FMLA leave for a family member's serious health condition. Donating hours for this purpose applies only to annual leave which is the donor's property right. The Committee has agreed to not extend this donation to sick leave hours to ensure proper protection of and to preserve sick leave accruals for our employees in case they themselves become ill. Also, "continuous and intermittent" is added to ensure that the employee is eligible for donated leave when leave banks are exhausted for both continuous and intermittent leave. A clause is included allowing donated hours when the employee who has exhausted his or her leave banks is returned to work on an intermittent basis. This practice of allowing donations during continuous and intermittent leave for an employee's own serious health condition, when the employee's own leave banks are exhausted, has been in place for some time and is clarified in policy and will now extend to family members as defined in this attached policy.

Personnel Policy 8-105.G.5 - Annual Leave: Personnel Policy 8-105.G.5 is clarified and is in line with our current practice that allows an employee to receive donated hours when his or her own leave is exhausted as opposed to the next work day. This is beneficial to the employee who exhausts his or her leave prior to the end of a work day. Also, the letter "G" is properly added to the reference in this policy.

Personnel Policy 8-106.G.1 - Sick Leave: Personnel Policy 8-106.G.1 extends the policy to allow for donated leave when leave banks are exhausted for both continuous and intermittent leave. A clause is included allowing for donated hours when the employee who has exhausted his or her leave banks is returned to work on an intermittent basis. Again, this practice has been in place for some time and is only clarified in policy.

Personnel Policy 8-106.G.6 - Sick Leave: Personnel Policy 8-106.G.6 is clarified and is in line with our current practice that allows an employee to receive donated hours when his or her own leave is exhausted as opposed to the next work day. This is beneficial to the employee who exhausts his or her leave prior to the end of a work day. Also, the letter "G" is properly added to the reference in this policy.

Personnel Policy 8-122.G - Group Insurance: Personnel Policy 8-122.G. Group Insurance is amended to clarify the fact that in order for an employee to enroll or cancel coverage for his dependent during times other than open enrollment and based on the qualified dependent being terminated from his or her employment, that dependent also must have lost coverage with his or her employer. The way it is currently phrased does not conform to the Federal law and must be tweaked slightly to ensure that we do not jeopardize our pre-tax status for health and other benefits. In essence, this change allows us to remain compliant with the Federal health coverage portability requirements and ultimately the Internal Revenue Service for pre-tax privileges.

Motion carried to approve (3-2)

B. Redistricting Pima County Supervisorial Districts

Staff recommends that the Board take the following actions:

1. Tentatively adopt the map recommended by the Pima County Redistricting Advisory Committee on July 14, 2011, after a public hearing; and,

Motion carried to approve (4-1)

2. Direct staff to place the item on the Board of Supervisors' September 13, 2011 Meeting for final adoption.

Motion carried to approve (4-1)

8. ELECTIONS DEPARTMENT

Establishment of County Election Precincts for 2012-2013

Pursuant to A.R.S. §16-411, staff recommends that the Board take the following actions:

- A. Tentatively approve the Pima County Election Precincts for 2012-2013.

Motion carried to approve (5-0)

- B. Direct staff to place the item on the Board of Supervisors' September 13, 2011 Meeting for final adoption.

Motion carried to approve final adoption on Board of Supervisors' Meeting of October 11, 2011 (5-0)

9. **REGIONAL WASTEWATER RECLAMATION**

Pretreatment Settlement Agreement

Staff recommends approval of the following proposed Pretreatment Settlement Agreement, RWRD Enterprise Fund:

Dunkin' Donuts, L.L.C., Case No. C2011-03. The proposed settlement amount of \$699.97 is in accordance with the Industrial Wastewater Enforcement Response Plan.

Motion carried to approve (5-0)

10. **HEALTH DEPARTMENT**

RESOLUTION NO. 2011- **145**, approving the offer and acceptance from the Arizona Department of Health Services, for the provision of services under the Health Start Program in the amount of \$170,997.50.

Motion carried to approve (5-0)

***** HEARINGS *****

FRANCHISES/LICENSES/PERMITS

Extension of Premises/Patio Permit

11. Albert Sherman Hall, Jr., Tohono Chul Tearoom, 7366 N. Paseo del Norte, Tucson, Temporary Extension of Premises for September 23, October 14, 28 and November 4, 2011.

Motion carried to approve (5-0)

Fireworks Permit

12. Lonnie Lister, Skyline Country Club, 5200 E. Saint Andrews Drive, Tucson, November 26, 2011, at approximately 9:30 p.m.

Motion carried to approve (5-0)

Bingo License

13. 11-04-8026, San Xavier Moose Lodge 1964, 10600 S. Nogales Highway, Tucson, Class A – Small Game.

Motion carried to approve (5-0)

DEVELOPMENT SERVICES

Conditional Use Permits

14. P21-11-008, PENA – E. SINGING CACTUS LANE
Request of Guillermo Salinas and Luisa Galaz Pena, represented by Charles Corrales, on property located at 4037 E. Singing Cactus Lane, Tax Parcel No. 303-09-047D, in the RH Zone, for a Conditional Use Permit for a contractor's yard. Chapter 18.97, in accordance with Section 18.13.030.B.21 of the Pima County Zoning Code, allows a contractor's yard as a Type II Conditional Use in the RH zone. The Hearing Administrator recommends **DENIAL**. (District 2)

Motion carried to deny (5-0)

15. P21-11-010, TUCSON TRAP AND SKEET CLUB / PIMA COUNTY – W. OLD AJO HIGHWAY
Request of Tucson Trap and Skeet Club & Pima County, represented by The WLB Group, on property located at 7800 W. Old Ajo Highway (Tax Parcel Nos. 210-13-001A and 210-12-0420), in the RH Zone, for a Conditional Use Permit for a skeet, trap, rifle or pistol range. Chapter 18.97, in accordance with Section 18.13.030.B.19 of the Pima County Zoning Code, allows a skeet, trap, rifle or pistol range as a Type II Conditional Use in the RH zone. The Hearing Administrator recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 3)

Motion carried to approve (5-0)

16. P21-11-011, CITY OF TUCSON – N. GARVEY ROAD
Request of NRG Solar Avra Valley, L.L.C., for the property owner City of Tucson, on property located at 9602 N. Garvey Rd. (Tax Parcel Nos. 208-29-0200 and 208-29-0210), in the RH zone, for a Conditional Use Permit for a solar farm (a.k.a. solar power plant). Chapter 18.97, in accordance with 18.13.030.B.35 of the Pima County Zoning Code, allows a solar farm as another conditional use which is similar in type, scale and intensity to other listed conditional uses. A solar farm is a Type II Conditional Use in the RH zone. The Hearing Administrator recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 3)

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

TRANSPORTATION

17. **Roadway Establishment and Intergovernmental Agreement**
- A. RESOLUTION NO. 2011- 146, of the Board of Supervisors, providing for the establishment of a County Highway situated within portions of Section 24 and 25, T14S, R13E, G&SRM, Pima County, Arizona and located within the

incorporated limits of the City of South Tucson for paving and chip sealing.
(District 2)

Motion carried to approve (5-0)

- B. City of South Tucson, to provide an Intergovernmental Agreement for pavement and chip sealing of all moderate-capacity collector residential streets, 1997 HURF Bond Fund, contract amount ~~\$1,200,000.00~~ **not-to-exceed \$880,000.00** (CTN-TR-12-000111)

Motion carried to approve as amended (5-0)

18. **Traffic Ordinances**

- A. ORDINANCE NO. 2011- **52**, of the Board of Supervisors, regulating parking of vehicles on Kinney Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 3)
- B. ORDINANCE NO. 2011- **53**, of the Board of Supervisors, regulating U-turning of vehicles on Lodge Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)
- C. ORDINANCE NO. 2011- **54**, of the Board of Supervisors, regulating stopping, standing or parking on Skyline Drive in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5-0)

19. **CALL TO THE PUBLIC**

20. **ADJOURNMENT**

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

DATE POSTED: 8/30/11

TIME POSTED: 5:00 p.m.

CONSENT CALENDAR, SEPTEMBER 6, 2011

1. CONTRACTS AND AWARDS

A. Community Development and Neighborhood Conservation

1. Habitat for Humanity, Amendment No. 1, to provide for the National Stabilization Program 2 and amend contractual language, no cost (CT-CD-12-0000342)
2. Allwyn Priorities, L.L.C., Amendment No. 1, to provide for the Pima County Brownfields Program for Ajo, Why and Lukeville, Arizona, amend contractual language and extend contract term to 8/31/12, no cost (CT-CD-12-000901)

B. County Attorney

3. RESOLUTION NO. 2011 – **136**, approving and authorizing the execution of an Intergovernmental Agreement with the City of Tucson, to provide for the Pima County Attorney's Office Victim Witness Program for the term 7/1/11 to 6/30/12, State Fund, contract amount \$24,900.00 revenue (CTN-PCA-12-000046)
4. RESOLUTION NO. 2011 – **137**, approving and authorizing the execution of an Intergovernmental Agreement with the Arizona Criminal Justice Commission, to provide funding for five (5) FTE Attorneys, one (1) .80 FTE Investigator, one (1) .80 Paralegal, one (1) .80 Legal Secretary and one (1) FTE Special Staff Assistant for the term 7/1/11 to 6/30/12, ACJC Federal Grant Fund, contract amount \$555,071.00 revenue (CTN-PCA-12-000020)
5. RESOLUTION NO. 2011 – **138**, approving and authorizing the execution of an Intergovernmental Agreement with the Arizona Criminal Justice Commission, to provide compensation to victims of crime for the term 7/1/11 to 6/30/12, Federal and State Grant Funds, contract amount \$576,004.00 revenue (CTN-PCA-12-000021)
6. RESOLUTION NO. 2011 – **139**, approving and authorizing the execution of an Intergovernmental Agreement with the Arizona Department of Public Safety, to provide services to victims of crime as authorized under the Victims of Crime Act (VOCA) for the term 7/1/11 to 6/30/12, State VOCA Grant Fund, contract amount \$137,999.00 revenue; cost – in-kind volunteer hours, \$34,500.00 (CTN-PCA-12-000052)

C. **Environmental Quality**

7. Arizona Department of Environmental Quality (ADEQ), Amendment No. 1, to provide for the Clean Air Voluntary No Drive Program for the term 7/1/11 to 6/30/12, ADEQ Fund, contract amount \$192,000.00 revenue (CTN-DE-12-000022)

D. **Health Department**

8. RESOLUTION NO. 2011 – **140**, authorizing the execution of an Intergovernmental Agreement with the Arizona Department of Health Services, to provide for the Emergency Preparedness Plan for the term 8/31/11 to 8/31/16, Federal Emergency Response Fund, contract amount \$785,106.00 revenue (CTN-HD-12-000062)
9. Arizona Department of Health Services, Amendment No. 2, to provide for the Tobacco Education Prevention Program for the term 7/1/11 to 6/30/12, State Grant Fund, contract amount \$1,067,000.00 revenue (CTN-HD-CMS-142205)

E. **Procurement**

Awards

10. Cooperative Procurement: Award of Contract, Procurement No. 10977, to Goodmans Interior Structures (Headquarters: Phoenix, AZ) in the amount of \$20,000,000.00 to provide as-needed office furniture for various County departments. The term of the contract is for 5 years. Funding Source: Various Funds. Administering Department: Facilities Management.
11. Low Bid: Award of Contract, Solicitation No. 1103797 (CT-FM-12-001180), to the lowest responsive bidder, D.L. Withers Construction, L.C. (Headquarters: Phoenix, AZ) in the amount of \$4,379,600.00 to provide for the Superior Court 7th and 8th Floor Remodel. The term of the contract is for a 12 month period and may be extended for project completion. Funding Source: 1997 Bond Fund. Administering Department: Facilities Management.
12. Cooperative Procurement: Award of Contract, Requisition No. 12-000357, to Empire Machinery (Headquarters: Mesa, AZ) in the amount of \$304,679.62 for a one-time purchase of a Caterpillar Motor Grader. Funding Source: Internal Service Fund. Administering Department: Fleet Services.
13. Cooperative Procurement: Award of Contract, Requisition 12-000071, to SHI International, (Headquarters: Piscataway, NJ) in the amount of \$2,000,000.00 for as required computer software and related items. The term of the contract is one year and includes four one-year renewal periods. The award includes the authority for the Procurement Director to

approve future amendments/renewals without further action by the Board of Supervisors for reasons other than increases in funding. Funding Source: General Fund. Administering Department: Information Technology.

14. Award of Contract, Requisition 1103015 (MA-PW-12-000070), to Sellers & Sons, Inc. (Headquarters: Buckeye, AZ) and Kimbell Electric, Inc. (Headquarters: Glendale, AZ) in the amount of \$1,500,000.00 to be shared by the job-order contractors for as-needed sports/security lighting and installation services. The term of the contract is one year and includes four one-year renewal periods. Funding Source: Various Funds. Administering Department: Natural Resources, Parks and Recreation.
15. Amendment of Award (B508065-BC), Amendment No. 1 to Polydyne, Inc. (Headquarters: Atlanta, GA) in the amount of \$340,000.00 for the addition of two polymers to the existing Master Agreement. Funding Source: Enterprise Fund. Administering Department: Regional Wastewater Reclamation.
16. Low Bid: Award of Contract, Requisition No. 1103834, to the lowest responsive bidder, KE&G Construction, Inc. (Headquarters: Sierra Vista, AZ) in the amount of \$12,255,740.00 to provide for the construction of the Cortaro Farms/Magee Road: Thornydale Road to Mona Lisa Road Project. The contract term is for forty-eight months with the ability to extend for contract completion. Construction is to be complete within 425 working days from Notice to Proceed. The Department of Transportation requests that the Procurement Director's Change Order authority be increased to up to \$500,000.00 per change order, not to exceed a cumulative total of \$1.5 million, for this project. Funding Sources: RTA Fund (46%) and HURF 12.6% Fund (54%). Administering Department: Transportation.

F. **Sheriff**

17. RESOLUTION NO. 2011 – **141**, authorizing the execution of an Intergovernmental Agreement with the State of Arizona, Department of Public Safety (DPS), to provide for the enhancement of law enforcement services concerning criminal activities of illegal immigration, human smuggling and border related crimes for the term 7/1/11 to 6/30/12, State Grant Fund, contract amount \$500,000.00 revenue (CTN-SD-12-000035)
18. RESOLUTION NO. 2011 – **142**, authorizing the execution of an Intergovernmental Agreement with the Arizona Attorney General's Office - Victim Rights Program, to support direct costs of implementing victims' rights laws for the term 7/1/11 to 6/30/12, State Grant Fund, contract amount \$56,100.00 revenue (CTN-SD-12-000043)

19. RESOLUTION NO. 2011 – **143**, authorizing the execution of an Intergovernmental Agreement with the City of South Tucson, to provide for the incarceration of municipal prisoners for the term 7/1/11 to 6/30/12, contract amount \$337,272.00 revenue (CTN-SD-12-000044)
20. Arizona Department of Homeland Security, Amendment No. 2, to provide for personnel overtime and mileage and extend contract term to 9/30/11, Operation Stonegarden Grant Fund, contract amount \$176.57 revenue (CTN-SD-12-000017)
21. Arizona Department of Homeland Security, Amendment No. 2, to provide for personnel overtime and mileage and amend contractual language, Operation Stonegarden Grant Fund, contract amount \$3,805.69 revenue (CTN-SD-CMS-142432)

2. CORRECTION FOR THE RECORD

On July 12, 2011, the Board of Supervisors approved the following contract. Staff requests correction to the contract amount, as indicated below.

Office of Emergency Management

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~~ **\$599,130.60** (CT-OEM-12-000081)

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>
Nancy Gunn Harsha	088	REP
<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Alan P. Mitchell	039	REP
Trevor R. Hill	166	REP
Jason M. Winsky	190	REP
Jacob D. Allen	310	REP
Lynnette M. Huggins	313	REP
Agnes S. Hannley	331	REP
Jonathan B. Carver	343	REP
Dawn M. Epsom	364	REP
Adam C. Kwasman	402	REP

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

A. **Mechanical/Plumbing Code Committee**

Reappointment of Kenneth Cawthorne. Term expiration: 5/1/15. (Staff recommendation)

B. **Building Codes Board of Appeals**

Reappointment of Alex Jacome. Term expiration: 5/1/15. (Staff recommendation)

C. **Davis-Monthan Open Space Advisory Committee**

Appointment of Michael V. Varney to replace John C. Camper. No term expiration. (Committee recommendation)

D. **Metropolitan Education Commission**

Appointment of Georgina Valencia to replace Meardey Kong – Youth Commissioner. Term expiration: 10/19/13. (Commission recommendation)

E. **State Board of Equalization**

Appointment of Peter E. Pearman to replace Matthew E. Smith. Term expiration: 12/31/12. (District 5)

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

A. Vivian L. Fellom, University Medical Center Foundation, Westin La Paloma Resort, 3800 E. Sunrise Drive, Tucson, September 24, 2011.

B. Jonas Wes Hunter, Greater Oro Valley Arts Council, d.b.a. Southern Arizona Arts and Cultural Alliance, La Encantada, 2905 E. Skyline Drive, Tucson, August 27, 2011.

C. John Lambert Ponzo, Green Valley Elks Lodge BPOE No. 2592, 2951 S. Camino Mercado, Green Valley, October 2, 2011.

D. James B. Murphy, Tucson Culinary Festival, Loews Ventana Canyon Resort, 7000 N. Resort Drive, Tucson, October 29 and 30, 2011.

E. Patrick Stephen West, St. Rita in the Desert Church, 13260 E. Colossal Cave Road, Vail, September 16 and 17, 2011.

- F. Mercedes M. Guerrero, Comité de Festividades Mexicanas, 5120 S. Julian, Tucson, September 18, 2011.
- G. Laura B. Brumbelow, Rincon Institute, 12500 E. Old Spanish Trail, Tucson, September 17, 2011.
- H. Crystal Dawn Kasnoff, University Medical Center Foundation, La Encantada, 2905 E. Skyline Drive, Tucson, September 7, 2011.

6. FINANCE AND RISK MANAGEMENT

Duplicate Warrants – For Ratification

Oro Valley Neurology	\$	4.80
Next Step Counseling	\$	2,202.50
Kenneth Dagostino	\$	4,145.09
Sara Plevel	\$	96.80
Jane Eikleberry	\$	457.98
David Kovalik	\$	4,440.00
Arizona Associated Surgeons	\$	19.54
Paul Tang	\$	457.98
Ames Diversified Services, L.L.C.	\$	4,940.00
Sabino Electric, Inc.	\$	12,881.00
Mary Carochi	\$	903.71
John Kamau	\$	2,001.02
Nicolas Siemsen	\$	280.00
Loni Anderson	\$	31.16
Regina Martinez	\$	214.50
Wendy Islas	\$	293.42
Andrea G. Espinoza	\$	88.30
Stewart Title & Trust	\$	2,030.00
Teresa Kennedy	\$	135.00
Michelle Sixkiller	\$	55.89
Rona Newton	\$	194.40
Katherine Wootton	\$	8.90
Sandra Garcia	\$	810.00
Rio Seco Apartments	\$	580.41
Barbara Smith	\$	1,167.60
International Towers	\$	60,051.00

7. TREASURER’S OFFICE

Duplicate Warrants – For Ratification

Eleanor Crafton Lewis	\$15.20
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8. **REAL PROPERTY**

A. **Condemnation**

RESOLUTION NO. 2011 – **144**, of the Pima County Board of Supervisors, authorizing the Pima County Attorney to condemn for real property and/or real property interests where necessary for the Orange Grove Road: Camino de la Tierra to La Cholla Boulevard Project, in Sections 3, 4, 5, 8, 9, and 10 of T13S, R13E, G&SRM. (District 1)

B. **Drainage Easement**

Conveyance of a Non-Exclusive Drainage Easement to HSL Riverside Crossing Apartments, L.L.C, for the construction and maintenance of underground drainage improvements within Section 15 , T13S, R13E, G&SRM. (District 1)

C. **Multipurpose Easement**

Conveyance of a Multi-Purpose Easement to Pima County Natural Resources, Parks and Recreation from Cal Portland Company, Inc. and CPC Southwest, for a permanent recreational trail easement within a portion of Sections 6, 7 and 17, T13S, R13E, G&SRM. (District 3)

D. **Exchange Agreement and Quit Claim Deeds**

1. Exchange Agreement between **Pima County** and the Pima County Flood Control District along the La Cholla Boulevard right-of-way and the Canada Del Oro Floodway, within Sections 21 and 22, T12S, R13E, G&SRM. (District 1)
2. Quit Claim Deed to Pima County Flood Control District, to convey all rights, title and interest of land located within Sections 21, T12S, R13E, G&SRM. No revenue. (District 1)
3. Quit Claim Deed to Pima County, to convey all rights, title and interest of land located within Sections 21, T12S, R13E, G&SRM. No revenue. (District 1)
4. Quit Claim Deed to Pima County Flood Control District, to convey all rights, title and interest of land located within Section 22, T12S, R13E, G&SRM. No revenue. (District 1)

9. **REGIONAL WASTEWATER RECLAMATION**

Public Announcement

Pursuant to A.R.S. §49-391(C), a public comment period of 30 days must occur before

any Pretreatment Consent Decree or Negotiated Settlement Agreement is made final. The Public Information Enforcement File for the following case(s) will be made available for public review or copies may be obtained for \$.35 per page at the Public Works Building, Regional Wastewater Reclamation Department's reception desk, 201 North Stone, 8th Floor, Tucson, Arizona, 85701. Comments will be taken for the next thirty days and written comments may be sent to Industrial Wastewater Control, 5025 W. Ina Road, Tucson, Arizona, 85743. If sufficient interest is expressed, a public hearing may be held by the Board of Supervisors. After the comment period, the Board of Supervisors will vote on acceptance of the following Settlement Agreement:

El Minuto Cafe, Inc., Case No. C2011-14. The proposed settlement of performance of a Supplemental Environmental Project (SEP) in the form of installation of a gravity grease interceptor within one (1) year is in accordance with the Industrial Wastewater Enforcement Response Plan.

10. **RATIFY AND/OR APPROVE**

Minutes: July 12, 2011

Warrants: August, 2011

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

September 6, 2011 9:00 a.m.

... EXECUTIVE SESSION

Call to the Public (for Executive Session item 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 a request that Pima County waive a potential conflict of interest to allow ~~Squire~~ **Squires Sanders & Dempsey, L.L.P.** to represent RBC Capital Markets Corporation on current and future sewer system pledged revenue obligation transactions while serving as the County's bond counsel for other types of financings.

Motion carried to waive (5-0)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... FLOOD CONTROL DISTRICT BOARD

CONTRACT

RESOLUTION NO. 2011- **FC 6**, of the Pima County Flood Control District Board, approving and authorizing the execution of a Purchase and Donation Agreement with the Nature Conservancy for the purchase of 80 acres and the donation of 973.54 acres near Buehman Canyon, Bond Fund/Flood Prone Land Acquisition Fund, contract amount \$48,500.00, including closing costs (CT-PW-12-001110)

Motion carried to approve (5-0)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

1. CONTRACTS AND AWARD

A. Community Services, Employment and Training

1. Arizona Community Action Association, to provide administration services for the Weatherization Program for the term 7/1/11 to 6/30/12, U.S. Department of Housing and Urban Development/SHP Fund, contract amount \$259,707.63 revenue (CTN-CS-12-000123)

Motion carried to approve (5-0)

2. Arizona Department of Economic Security Amendment No. 3, to provide employment and training services to participants in Pima County's workforce programs, amend contractual language and extend contract term to 8/31/15, no cost (CTN-CS-CMS143255)

Motion carried to approve (5-0)

B. Procurement – Ratification of Award

3. Ratification of Amendment of Award: Norment Security Group, (Headquarters: Montgomery, AL) Master Agreement, MA PO B504609 Version 2, for an emergency procurement to add \$318,000.00, approved by the County Administrator and retro-active to August 26, 2011 to the current contract term. This additional funding is required to pay for the installation of two new recording and archiving video surveillance systems to replace existing systems that are inoperable at the Adult Detention Center. If the requested action is approved, the resulting annual award amount will remain at \$345,000.00. Funding Source: Criminal Justice Enhancement Fund. Administering Department: Sheriff's Department.

Motion carried to approve (5-0)

C. Regional Wastewater Reclamation

4. RESOLUTION NO. 2011 - 147, of the Board of Supervisors, approving an Intergovernmental Agreement with the City of Tucson, to provide for the Household Hazardous Waste Collection and Education Program for the term 7/1/11 to 6/30/16, RWRD Enterprise Fund - funding based on a cost sharing formula (CT-WW-12-001229)

Motion carried to approve (5-0)

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

DATE POSTED: 9/1/11

TIME POSTED: 11:00 a.m.