

## AGENDA SUMMARY

### **Pima County Board of Supervisors' Meeting**

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

**December 20, 2011 9:00 a.m.**

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Pastor Craig Coulter, Oro Valley Church of the Nazarene.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

... **EXECUTIVE SESSION**

**(Clerk's Note:** As of the posting date of 12/14/11, no executive session item has been placed on the regular agenda. However, this is subject to any addendum. Pursuant to A.R.S. §38-431.03(A)(3) the Board of Supervisors, or the Board sitting as other boards, may vote to go into executive session for the purpose of obtaining legal advice from its counsel with respect to any item listed on this agenda or any addendum thereto.)

### **BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**

5. **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 except Item No. CC 3A which was removed from the Agenda. (5-0)

6. **COUNTY ADMINISTRATOR**

RESOLUTION NO. 2011 - **206**, of the Board of Supervisors, relating to cost shifts and revenue reductions by the State of Arizona.

Motion carried to approve (5-0)

7. **ELECTIONS DEPARTMENT**

UNFINISHED BUSINESS (RM 12/6/11)

Staff recommends establishment of the Consolidated Election Precincts and Polling Places for the February 28, 2012 Presidential Preference Election.

Motion carried to approve Plan B. (5-0)

NEW BUSINESS

8. **INDUSTRIAL DEVELOPMENT AUTHORITY**

A. RESOLUTION NO. 2011 - **207**, of the Board of Supervisors, approving the proceedings of the Industrial Development Authority of the County of Pima regarding the issuance of its Revenue Bonds (La Frontera Project), Series 2012 in an aggregate principal amount not to exceed \$8,000,000.00 and declaring an emergency.

Motion carried to approve (5-0)

B. RESOLUTION NO. 2011 - **208**, of the Board of Supervisors, approving the proceedings of the Industrial Development Authority of the County of Pima regarding the issuance of its Education Revenue Bonds (BASIS Tucson North Project), Series 2012 in an amount not to exceed \$10,000,000.00 and declaring an emergency.

Motion carried to approve (5-0)

C. RESOLUTION NO. 2011 - **209**, of the Board of Supervisors, approving the proceedings of the Industrial Development Authority of the County of Pima regarding the issuance of its Revenue Bonds (EMPACT-SPC Project), Series 2012 in an aggregate principal amount not to exceed \$3,250,000.00 and declaring an emergency.

Motion carried to approve (5-0)

9. **CALL TO THE PUBLIC**

10. **ADJOURNMENT**

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.  
DATE POSTED: 12/14/11  
TIME POSTED: 5:00 p.m.

## CONSENT CALENDAR, DECEMBER 20, 2011

### 1. CONTRACTS AND AWARDS

#### A. County Attorney

1. Slosser, Struse, Fickbohm, Marvel and Fletcher, P.L.C., Amendment No. 1, to provide legal representation of the Public Fiduciary in a claim by Ginger Rodgers Rappeport and amend contractual language, Risk Management Tort Fund, contract amount \$50,000.00 (CT-FN-12001410)

#### B. Forensic Science Center

2. RESOLUTION NO. 2011 - 203, approving an Intergovernmental Agreement with Pinal County, to provide medical examiner services, contract amount \$1,868,158.00 revenue (CTN-FSC-12000397)

#### C. Health Department

3. Arizona Department of Health Services, Amendment No. 7, to provide for the Tuberculosis Control Program, extend contract term to 12/31/12 and amend contractual language, Federal Fund, contract amount \$83,338.00 revenue (CTN-HD-CMS140692)
4. AWASA, Inc., Amendment No. 2, to provide spay and neuter services, extend contract term to 12/13/12 and amend contractual language, Health Fund, contract amount \$220,000.00 (CT-HD-12000834)

#### D. Procurement

##### Award

5. Amendment of Award: Dell, MA-B507372-BC, to provide computer equipment, peripherals and related services and increase contract amount by \$1,192,500.00. Funding Source: General Fund. Administering Department: Information Technology.

#### E. Regional Wastewater Reclamation

6. RESOLUTION NO. 2011 - 204, approving an Intergovernmental Agreement with Pascua Yaqui Tribe, to provide for interim sewer services to the Tribe's Hotel Resort Complex, contract amount \$919,179.00 revenue (CTN-WW-12000407)

7. Fairfield "Canoa Ranch", L.L.C., to provide for the construction of improvements and sanitary sewer service for Blocks 1 through 29 and 36, no cost (CTN-WW-12000402)

**2. 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>
James P. Hannley	037	DEM
Kent E. Coach	328	DEM
Diana L. Froehlich	058	REP
James H. Kelley	296	REP

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Sharon A. McCormick	182	DEM
Philip S. Friedland	314	DEM
Linda C. Zupi	006	REP

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

**A. Environmental Quality Advisory Committee**

Appointment of Linda Hanson to replace Allan H. MacDonald, Public Interest. Term expiration: 12/31/14. (District 4)

Motion carried to remove from agenda (5-0)

**B. Public Safety Retirement Board**

Appointment of Sgt. Patrick McGhee to replace Randall Nice. Term expiration: 12/31/15. (Committee recommendation)

**FINANCE AND RISK MANAGEMENT**

**4. Duplicate Warrants – For Ratification**

Home Builders, L.L.C.	\$1,971.00
Shawn Degan	\$ 78.00
EZ Messenger	\$ 350.00
Zenecom, Inc.	\$ 89.95
Kids View Communications Corp.	\$3,950.00
Richard Lougee	\$6,825.00
Kids View Communications Corp.	\$1,605.00

5. **REAL PROPERTY**

- A. RESOLUTION NO. 2011 - **205**, of the Pima County Board of Supervisors, providing for the vacation of a portion of unnamed public road right-of-way, as Pima County Road Abandonment No. A-11-11 within Section 12, T13S, R13E, G&SRM. (District 1)
- B. Quit Claim Deed to John W. Mallo, a married man, as his sole and separate property. No revenue. (District 1)

6. **SPECIAL TAXING DISTRICT**

Pursuant to A.R.S. §16-642(B), presentation of the certified copy of the official canvass for the November 15, 2011 Election conducted by the Flowing Wells Irrigation District.

7. **RATIFY AND/OR APPROVE**

Minutes:       November 1, 2011  
                  November 8, 2011

## ADDENDUM SUMMARY

### **Pima County Board of Supervisors' Meeting**

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

**December 20, 2011 9:00 a.m.**

#### **... EXECUTIVE SESSIONS**

##### **Call to the Public (for Executive Session items only)**

- A. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a request by the law firm of DeConcini, McDonald, Yetwin and Lacy, P.C., that Pima County waive a concurrent conflict of interest to allow attorney Barry M. Corey to represent the Pima County Merit System Commission in the County's appeal of a decision by the Merit Commission in the Bennett matter.

Motion carried to deny waiver (4-1)

- B. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a proposed settlement in Pima County v. Arizona La Cholla, L.L.C., et al, Pima County Superior Court Case No. C20108312.

Motion carried to accept recommendation (5-0)

- C. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding alternative dispute resolution options in Dos Picos Land Limited Partnership v. Pima County, Maricopa County Superior Court Case No. CV2010-098366.

Motion carried to proceed with the mandatory dispute resolution. (5-0)

#### **BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**

##### **1. COUNTY ADMINISTRATOR**

###### **A. Quarterly Management Report on Collections**

Staff recommends acceptance of the Quarterly Management Report on Collections for the period ending September 30, 2011 and approval of the write-off requests in the amount of \$93,433.00.

Motion carried to approve (5-0)

**B. Joint Justice/Municipal Court Complex**

Award of a Guaranteed Maximum Price contract in the amount of \$48,252,587.00 for Phase 1 construction of the Joint Justice/Municipal Court Complex to Sundt Construction Company. Discussion/Direction/Action.

Motion carried to approve Alternative No. 3 (4-1)

**2. CONTRACTS AND AWARDS**

**A. Community Development and Neighborhood Conservation**

1. City of Tucson, Amendment No. 2, to provide for the Dunbar Spring Neighborhood Reinvestment Project and extend contract term to 12/31/12, no cost (CT-CD-12000481)

Motion carried to approve (5-0)

**B. Health Department**

2. Community Food Bank, Amendment No. 1, to provide for the expansion of the Healthy Food Access Program and amend contractual language, HHS/CDC and ARRA 2009 Funds, contract amount \$284,550.00 (CT-HD-12000748)

Motion carried to approve (5-0)

3. YMCA of Southern Arizona, Amendment No. 2, to provide for the Worksite Wellness and Team Coordination Program and amend contractual language, HHS/CDC and ARRA 2009 Funds, contract amount \$123,424.00 (CT-HD-12000770)

Motion carried to approve (5-0)

**C. Institutional Health**

4. RESOLUTION NO. 2011 - 210, approving an Intergovernmental Agreement with Mohave County, to provide for restoration to competency services, contract amount \$20,000.00 revenue/dependent on utilization (CTN-IH-12000428)

Motion carried to approve (5-0)

**D. Medical and Health Services**

5. Evercare of Arizona, Inc., Amendment No. 1, to provide for the reimbursement of services for Arizona Long Term Care members in residence at Posada del Sol and assignment to Foothills Rehabilitation Center, L.L.C., no cost (CTN-PH-12000193)

Motion carried to approve (5-0)

6. Stat-Med, Inc., Amendment No. 3, to provide specialized durable medical equipment and assignment to Foothills Rehabilitation Center, L.L.C., no cost (CT-PH-CMS142733)

Motion carried to approve (5-0)

7. Southwest Catholic Health Network, d.b.a. Mercy Care Plan, Amendment No. 1, to provide for the reimbursement of services for Arizona Long Term Care members in residence at Posada del Sol and assignment to Foothills Rehabilitation Center, L.L.C., no cost (CTN-PH-12000194)

Motion carried to approve (5-0)

**E. Procurement**

**Awards**

8. Amendment of Award: Silicon Alley Group, Inc., MA-PO-12000180, Amendment No. 1, to provide Information Technology consulting services and increase contract amount in the amount of \$475,000.00. Funding Source: General Fund. Administering Department: Information Technology.

Motion carried to approve (5-0)

9. Amendment of Award: SA Technologies, MA-PO-B504117-BC, Amendment No. 7, to provide Information Technology consulting services and increase contract amount in the amount of \$425,000.00. Funding Source: General Fund. Administering Department: Information Technology.

Motion carried to approve (5-0)

10. Direct Select: Award of Contract, Requisition No. 12000690, in the amount of \$140,000.00 to Infor Global Solutions, Inc., (Headquarters: Michigan,

IL) for mainframe payroll system support. Contract is for a one year term.  
Funding Source: General Fund. Administering Department: Information  
Technology.

Motion carried to approve (5-0)

**F. Real Property**

11. Mt. Clemens Tucson, L.L.C., to provide a Purchase Agreement for the acquisition of 125 acres of vacant land, Tax Parcel Nos. 141-21-0260, 141-25-0150 and 141-25-0140, 2004 Bond Fund, contract amount \$1,639,000.00 including closing costs (CT-PW-12001806)

Motion carried to approve (5-0)

12. SCCREI Ranch, L.L.C., BCCREI Ranch, L.L.C., RCCREI Ranch, L.L.C., CFCREI Ranch, L.L.C., CMCMCC Holdings, L.L.C., BDCMCC Holdings, L.L.C., RKCMCC Holdings, L.L.C., CCFMCC Holdings, L.L.C., KEMF-MCC L.L.C., and Marley Cattle Company, L.L.P., to provide the First Amendment to Purchase and Option Agreement for Marley Ranch, and Partial Release of Memorandum of Phase 2 and Phase 3 Options; Partial Release of Easements; Partial Release of Covenant; Modification of Memorandum of Phase 2 and Phase 3 Options, no cost (CTN-PW-12000441)

Motion carried to approve (5-0)

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

**Board of Adjustment, District 1**

Reappointment of Charles Geoffrion. Term expiration: 11/18/15.

Motion carried to approve (5-0)

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

DATE POSTED: 12/16/11

TIME POSTED: 11:30 a.m.