

## AGENDA SUMMARY

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

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

**March 20, 2012 9:00 a.m.**

1. **ROLL CALL**

2. **INVOCATION**

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

5. **PROCLAMATIONS**

A. Presentation of a proclamation to Alison Hughes, Chair of the Pima County/Tucson Women's Commission, proclaiming March 23, 2012, to be:

#### **"WOMEN IN GOVERNMENT DAY"**

Motion carried to approve (5/0)

B. Presentation of a proclamation to Jay Young, Research Supervisor for Southwest Fair Housing Council, proclaiming the month of April 2012 to be:

#### **"FAIR HOUSING MONTH IN PIMA COUNTY"**

Motion carried to approve (5/0)

... **EXECUTIVE SESSION**

**(Clerk's Note:** As of the posting date of 3/14/12, 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**

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. **COMMUNITY SERVICES, EMPLOYMENT AND TRAINING**

RESOLUTION NO. 2012 - **17**, of the Pima County Board of Supervisors, to accept a federal grant in the amount of \$8,604.14 with a local contribution of \$956.00, for telephone, computer and internet services at Pima Vocational High School.

Motion carried to approve (5/0)

### **\*\*\* HEARINGS \*\*\***

#### **FRANCHISES/LICENSES/PERMITS**

##### **Liquor Licenses**

8. 12-02-9099, Lauren Kay Merrett, Westward Look, a Wyndham Grand Resort and Spa, 245 E. Ina Road, Tucson, Series 11, Hotel/Motel, New License.

Motion carried to approve (5/0)

##### **\*Clerk's Note:**

- See Sheriff's Report.
- Pursuant to Pima County Zoning Code, Section 18.43-030, Bar not an allowable use in CB-1.)

- \*9. 12-03-9100, Ricky Lynn Riddle, Bear Track Winery, 4743 E. Sunrise Drive, Tucson, Series 7, Beer and Wine Bar, Person Transfer and Location Transfer.

Motion carried to deny (5/0)

##### **\*Clerk's Note:**

- See Sheriff's Report.
- Pursuant to Pima County Zoning Code, Section 18.43-030, production of wine not a permitted use in CB-1 zone. Needs CB-2 zone, or could produce as incidental use to a restaurant.)

- \*10. 12-04-9101, Ricky Lynn Riddle, Bear Track Winery, 4743 E. Sunrise Drive, Tucson, Series 13, Domestic Farm Winery, New License.

Motion carried to deny (5/0)

##### **Fireworks Permit**

11. Lonnie Lister, Skyline Country Club, 5200 E. St. Andrew Drive, Tucson, March 31, 2012, at approximately 9:00 p.m.

Motion carried to approve (5/0)

## DEVELOPMENT SERVICES

### Pima County Zoning Code Text Amendments

12. Co8-11-05, ANCILLARY AND UTILITY-SCALE RENEWABLE ENERGY SYSTEMS  
An ordinance of the Pima County Board of Supervisors relating to zoning; amending the Pima County Zoning Code Title 18, Chapter 18.03 (General Definitions), to add definitions for Ancillary Scale Renewable Energy System and for Utility Scale Renewable Energy System; and amending Chapter 18.07 (General Regulations and Exceptions) to provide a purpose statement, development standards and general regulations for an Ancillary Scale Renewable Energy System and for a Utility Scale Renewable Energy System and to allow modification of setback requirements requests for Ancillary and Utility Scale Renewable Energy Systems. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Poulos, Matter, Holdridge and Steinbrenner were absent) to recommend **APPROVAL AS AMENDED**. Staff recommends **APPROVAL AS AMENDED**. (All Districts)

If approved, pass and adopt:

ORDINANCE NO. 2012 - **15**

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

13. Co8-11-06, RENEWABLE ENERGY INCENTIVE DISTRICT (REID)  
An ordinance of the Pima County Board of Supervisors establishing Title 14 of the Pima County Code, entitled Renewable Energy Incentive District (REID); designating REID sites where utility-scale solar facilities may be developed more expeditiously; specifying REID site criteria; establishing performance standards and an incentive plan for the facility development; and providing a process for amending REID site criteria and designating new REID sites. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Poulos, Matter, Holdridge and Steinbrenner were absent) to recommend **APPROVAL AS AMENDED**. Staff recommends **APPROVAL AS AMENDED**. (All Districts)

If approved, pass and adopt:

ORDINANCE NO. 2012 – **16**

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

### 14. CALL TO THE PUBLIC

### 15. ADJOURNMENT

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.  
DATE POSTED: 3/14/12  
TIME POSTED: 5:00 p.m.

# CONSENT CALENDAR, MARCH 20, 2012

## 1. CONTRACTS AND AWARDS

### A. Community Services, Employment and Training

1. Chris Nybakken, Director, d.b.a. The Nybakken Group, L.L.C., Amendment No. 4, to provide development of services for special needs participants, extend contract term to 3/31/13 and amend contractual language, no cost (CT-CS-12001237)

### B. County Attorney

2. DeConcini, McDonald, Yetwin and Lacy, P.C., Amendment No. 6, to provide legal representation regarding obligations of the Treasurer with respect to retention or destruction of ballots from the May 16, 2006 Special Election and amend contractual language, General Fund, contract amount \$40,000.00 (CT-TO-12001474)

### C. Procurement

3. Jacobs Field Services of North America, Inc., Amendment No. 3, to provide project management and construction inspection services for the Ina Road WRF Capacity and Effluent Quality Upgrade Project and amend contractual language, no cost (CT-WW-09023444-P)

### Awards

4. Award of Contract, Requisition No. 12000215, MA-PO-12000491, to the highest ranked/most qualified respondent, Russ Bassett Corporation (Headquarters: Whittier, CA) for Pima County Wireless Integrated Network dispatch console furniture in the amount of \$1,312,900.00. Contract is for a two year term with three one year renewal periods. Funding Source: 2004 Bond Fund. Administering Department: Facilities Management.
5. Amendment of Award, Amendment No. 2, to provide fuel and extend contract term to 6/30/12. No additional funding is required for extended term. Funding Source: Internal Service Fund. Administering Department Name: Fleet Services:

<u>Contractor</u>	<u>Contract No.</u>
Western Refining Wholesale (formerly Phoenix Fuel Company)	B503392
Union Distributing Company of Tucson	B503388
Pro Petroleum Incorporated	B503387

6. Award of Job Order Master Agreement to Southern Arizona Paving and Construction Company (Headquarters: Tucson, AZ) and Granite Construction Company (Headquarters: Watsonville, CA) for paving services at various locations throughout Pima County to replace Contract No. 26-05-S-141855-0309 and Contract No. 26-05-G-141870-0309 respectively. Consolidation into a single master agreement simplifies administering the agreement and competing for services. The total value of the job order master agreement is \$1,500,000.00 to be shared by the two job order contractors. The job order limit shall be increased to \$750,000.00 per job order. The master agreement will have a one year term with the option to extend for an additional twelve month period. Funding Source: 70% Bond and 30% General Funds. Administering Department: Natural Resources, Parks & Recreation.
  
7. Low Bid: Award of Contract, Requisition No. 33373, in the amount of \$1,743,578.67 to the lowest responsive bidder, Southern Arizona Paving and Construction Co., (Headquarters: Tucson, AZ) for the construction of the Camino de Oeste: Los Reales Road to Valencia Road Project. The contract term is eighteen months with the ability to extend for contract completion. Funding Source: Urban HURF (12.6%) Fund. Administering Department: Transportation.
  
8. Amendment of Award, Amendment No. 1, MA-PO-12000226, in the amount of \$10,000,000.00, to The Ashton Company, Inc. (Headquarters: Tucson, AZ), Borderland Construction Company, Inc. (Headquarters: Tucson, AZ), Granite Construction Company (Headquarters: Watsonville, CA), KE&G Construction, Inc. (Headquarters: Sierra Vista, AZ) and Southern Arizona Paving and Construction Company (Headquarters: Tucson, AZ) to provide a job order master agreement for traffic signal, road intersection, paving and drainage improvements. Funding Source: County HURF Fund. Administering Department: Transportation.

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>
Nora Evans-Reitz	078	DEM
Brandon C. Patrick	090	DEM
Dustin C. Cox	165	DEM
Eileen T. Evans	413	REP

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Brandon C. Patrick	063	DEM
Herschella Horton	273	DEM
Dustin C. Cox	315	DEM

Carlton K. Martin	392	DEM
Jeffrey Lanuez	189	REP
Barbara P. Wolfe	289	REP

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

A. **Board of Adjustment, District 4**

Reappointment of Richard A. Schaeffer and Robert Fee. Term expirations: 3/31/16. (District 4)

B. **Pima County Animal Care Advisory Committee**

Reappointment of Margaret Watson, Tucson Kennel Club; and Sophia Kaluzniacki, Society for the Prevention of Cruelty to Animals. Term expirations: 6/30/16. (Organizational recommendations)

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

- A. Vivian L. Fellom, UMC Foundation, Westin La Paloma Country Club, 3660 E. Sunrise Drive, Tucson, April 28, 2012.
- B. Michael W. Bradford, Cars 4 Vets, Inc., 5120 S. Julian Street, Tucson, March 16, 2012.
- C. Pedro Pacheco, Knights of Columbus Council No. 8077, 8650 N. Shannon, Tucson, March 17, 2012.
- D. John S. Brell, Santa Catalina Catholic Church, 14380 N. Oracle Road, Tucson, March 17, 2012.

5. **FINANCE AND RISK MANAGEMENT**

**Duplicate Warrants – For Ratification**

James Orr	\$ 78.28
MWI Veterinary Supply Co.	\$ 4,835.22
Springleaf Financial	\$ 1,023.85
US Food Service Inc.	\$24,439.69
Alere North America Inc.	\$ 4,717.80
Kathy Robbins	\$ 43.00

6. **RATIFY AND/OR APPROVE**

Minutes: February 21, 2012

## ADDENDUM SUMMARY

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

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

**March 20, 2012 9:00 a.m.**

#### **1. PRESENTATION**

Presentation of a proclamation to Steve Louie, National Alliance of Mental Illness (NAMI) of Southern Arizona Entertainment and Talent Coordinator, proclaiming March 31, 2012, to be:

#### **“NAMI WALKS MENTAL HEALTH DAY IN SOUTHERN ARIZONA”**

Motion carried to approve (5/0)

#### **... 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 Carrie A. Light v. Pima County, et al., Maricopa County Superior Court Case No. CV2011-096519.

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

B. Pursuant to A.R.S. §38-431.03(A) (3), for legal advice regarding Co8-11-06, Renewable Energy Incentive District (REID) Ordinance, and Co8-11-05, Renewable Energy Systems Ordinance.

This item was informational only.

C. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Pima County v. Gruber, Pima County Superior Court Case No. C20112225.

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 State of Arizona, et al., v. Ashton Company, Inc., et al., District Court Case No. CIV 10-634-TUC-CKJ.

Motion carried to accept recommendation (5/0)

- E. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a proposed settlement in Sandruel K. White v. Pima County Risk Management c/o Tristar Risk Management, Case No. 20110-310228, Carrier No. WCPWC20106684110.

Motion carried to accept recommendation (5/0)

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

### **2. BOARD OF SUPERVISORS**

Pima County Department of Transportation pavement preservation and maintenance priorities and funding. Discussion/Action.  
(District 1)

Motion carried to direct staff to provide a report and bring back to the Board on 4/10/12 (5/0)

### **3. COUNTY ADMINISTRATOR**

#### **A. Tucson Challenger Little League Repair of Field Lights at Silverlake Park**

Staff recommends approval of an allocation from the Board Contingency Fund in the amount of \$5,000.00 to the Tucson Challenger Little League to repair the vandalism to the youth fields at Silverlake Park.

Motion carried to approve (5/0)

#### **B. Allocation to Pima Council on Aging**

Staff recommends approval of a \$150,000.00 one-time allocation to Pima Council on Aging for the Community Services System. This allocation will be funded by proceeds from the sale of Posada del Sol Healthcare Center.

Motion carried to approve (5/0)

#### **C. Tucson 42nd Annual Juneteenth Festival**

Staff recommends approval of an allocation from the Board Contingency Fund in the amount of \$3,000.00 for the Tucson 42nd Annual Juneteenth Festival – Honoring Our Past and Enlightening Our Future.

Motion carried to approve (5/0)

D. **The Youth Corps of America, Inc., Martial Arts Resiliency Skills Program**

Staff recommends approval of an allocation from the Board Contingency Fund in the amount of \$6,000.00 to The Youth Corps of America, Inc., to support educational programs for youth from the 29th Street Coalition and the Swan and Golf Links, First and Fort Lowell, and Grant and Silverbell Neighborhoods.

Motion carried to approve (5/0)

4. **PROCUREMENT**

A. **Contract**

D. L. Withers Construction, L.C., Amendment No. 6, to provide construction services for the ROMP Central Laboratory Complex, extend contract term to 5/29/12 and amend contractual language, RWRD Fund, contract amount \$259,189.00 (CT-FM-11020777-P) Facilities Management

Motion carried to approve (5/0)

B. **Award**

Amendment of Award: Graybar Electric Company, Inc., MA-PO-B508696-BC, Amendment No. 3, to provide communication equipment and supplies for the PWIN Project and increase contract amount by \$330,000.00. Funding Source: 2004 Bond Fund. Administering Department: Sheriff and Information Technology.

Motion carried to approve (5/0)

**\*\*\* HEARING\*\*\***

**FRANCHISE/LICENSE/PERMIT**

**Extension of Premises/Patio Permit**

5. Mark Steven Russell, Oregano's Pizza Bistro, 100 W. Orange Grove Road, Tucson, Permanent Extension of Premises.

Motion carried to approve (5/0)

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

DATE POSTED: 3/16/12

TIME POSTED: 11:00 a.m.