

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

March 19, 2013 9:00 a.m.

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Pastor Otis Brown, Jr., Siloam Free Will Church.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

... **EXECUTIVE SESSION**

(Clerk's Note: As of the posting date of 3/13/13, 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 AS OTHER BOARDS

... **FLOOD CONTROL DISTRICT BOARD**

Riparian Habitat Mitigation Plan

Staff requests approval of the Riparian Habitat Mitigation Plan for Desert Willow Ranch, P1212-039, new subdivision located within mapped important riparian area with Underlying Class H and Class H Habitat. (District 4)

Motion carried to approve (5/0)

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 Consent Calendar as amended (5/0)

6. COUNTY ADMINISTRATOR

UNFINISHED BUSINESS (2/5/13, 2/19/13, 3/5/13)

Literacy Connects

Staff requests an allocation from the FY 2013/2014 Board of Supervisors' Contingency Fund to Literacy Connects in the amount of \$167,000.00 for full literacy infusion at Mission Manor Elementary School, continued evaluation of the program and to provide initial funding to attract other investments to improve overall literacy of elementary school age children.

Motion carried to approve in the amount of \$75,000.00 (4/1)

7. FIRE DISTRICT

Northwest Fire District

Pursuant to A.R.S. §48-262.A.12, validation of the petitions presented from the Northwest Fire District for the proposed Blue Bonnet Annexation. (District 1)

Motion carried to approve (5/0)

***** HEARINGS *****

FRANCHISES/LICENSES/PERMITS

Liquor Licenses

8. 13-03-9145, Randy D. Nations, Lee Lee Oriental Supermart, 1990 W. Orange Grove, Tucson, Series 9, Liquor Store, Person Transfer.

Motion carried to approve (5/0)

9. 13-04-9146, Thomas Robert Aguilera, La Mia Toscana, 7332 N. Oracle Road, Tucson, Series 12, Restaurant, New License.

Motion carried to approve (5/0)

TRANSPORTATION

10. Traffic Ordinances

- A. ORDINANCE NO. 2013 - **16**, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Orange Grove Road in Pima County, Arizona. Staff recommends **APPROVAL**. (Districts 1 and 3)

Motion carried to approve (5/0)

- B. ORDINANCE NO. 2013 - **17**, of the Board of Supervisors, repealing an ordinance regulating traffic on Sunset Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 3)

Motion carried to approve (5/0)

- C. ORDINANCE NO. 2013 - **18**, of the Board of Supervisors, regulating traffic at the intersection of Valencia Road and Wade Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 3)

Motion carried to approve (5/0)

- D. ORDINANCE NO. 2013 - **19**, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Wade Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 3)

Motion carried to approve (5/0)

- E. ORDINANCE NO. 2013 - **20**, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Voyager Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 4)

Motion carried to approve (5/0)

11. CALL TO THE PUBLIC

12. ADJOURNMENT

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

DATE POSTED: 3/13/13

TIME POSTED: 5:00 p.m.

CONSENT CALENDAR, MARCH 19, 2013

1. CONTRACTS AND AWARDS

A. Community Development and Neighborhood Conservation

1. City of South Tucson, to provide cost reimbursement for home repair programs, HUD Federal Fund, contract amount \$19,880.00 (CT-CD-13000489)

B. Facilities Management

2. Level 3 Communications, L.L.C., Amendment No. 8, to provide a lease agreement and extend contract term to 8/31/13 for 33 N. Stone Ave., Suite Nos. 1610 and 1620, contract amount \$30,292.32 revenue (CTN-FM-CMS141938)

C. Information Technology

3. Gerald James Morgan, Amendment No. 2, to provide SCADA server support services and extend contract term to 4/30/14, General Fund, contract amount \$25,000.00 (CT-IT-12001444)
4. City of Tucson, Amendment No. 10, to provide for the PCWIN Communication System and amend contractual language, no cost (CT-IT-13000558)

D. Procurement

5. Barker Morrissey Contracting, Inc., B.C. Construction, Inc., Durazo Construction Corporation, Hickam Construction Company and W.E. O'Neil Construction Company, Amendment No. 1, to provide a Job Order Master Agreement for remodeling and construction services at various locations and extend contract term to 4/2/14, Various Funds, contract amount \$2,050,000.00 (MA-PO-12000495) Facilities Management
6. Employers Dental Services, Amendment No. 3, to provide group pre-paid dental services, extend contract term to 6/30/14 and amend contractual language, Employee Contributions (50%) and Various Funds (50%), contract amount \$700,000.00 (MA-PO-12000532) Human Resources
7. Humana Insurance Company d.b.a. Humana Specialty Benefits, Amendment No. 3, to provide life insurance benefits, extend contract term to 6/30/14 and amend contractual language, General Fund (12%) and

Employee Contributions (88%), contract amount \$2,600,000.00 (MA-PO-12000533) Human Resources

8. PSOMAS, Inc., Amendment No. 4, to provide for the Homer Davis Elementary School Pedestrian Enhancement Project, extend contract term to 4/14/14 and amend contractual language, Capital Projects Fund, contract amount \$17,720.00 (CT-TR-10029064-P) Transportation

Awards

9. Limited Competition: Award of Contract, Requisition No. 13000301, TekSystems, Inc., (Headquarters: Hanover, MD) for staffing services in the amount of \$1,500,000.00. Contract is for a one year term and includes four one year renewal periods. The Award includes the authority for the Procurement Director to process renewals without further action by the Board of Supervisors provided that the sum of the contract amount does not exceed the award amount. Funding Source: General Fund. Administering Department: Information Technology.

Motion carried to continue to 4/2/13 (5/0)

10. Low Bid: Award of Contract, Requisition No. 13000212, in the amount of \$2,183,090.00 to the lowest responsive bidder, Quest Civil Constructors, Inc., (Headquarters: Phoenix, AZ) for construction of the Green Valley Water Reclamation Facility Sludge Processing/Odor Improvement Project. Funding Source: RWRD Obligation Fund. Administering Department: Regional Wastewater Reclamation Department.

Motion carried to continue to 4/2/13 (5/0)

11. Low Bid: Award of Contract, Requisition No. 81098, in the amount of \$999,994.00 to the lowest responsive bidder, Southern Arizona Paving and Construction Co., (Headquarters: Tucson, AZ) for the Countywide Chip Seal Project. The contract term is eight months with the ability to extend for contract completion. Construction is to be complete within 45 working days from Notice to Proceed. Funding Source: County HURF Fund. Administering Department: Transportation.
12. Low Bid: Award of Contract, Requisition No. 81099, in the amount of \$1,391,335.00 to the lowest responsive bidder, Tucson Asphalt Contractors, Inc., (Headquarters: Tucson, AZ) for the Countywide Overlay East Project. The contract term is eight months with the ability to extend for contract completion. Construction is to be complete within 90 working days from Notice to Proceed. Funding Source: County HURF Fund. Administering Department: Transportation.

E. Real Property

- 13. RESOLUTION NO. 2013 – 18, acceptance of Trustee's Deed from the Mary Ewing Henderson Trustee for approximately 22.5 acres and structure at 3401 W. Anklam Road, General Fund, contract amount not to exceed \$14,067.93 (CT-PW-13000648) Natural Resources, Parks and Recreation

F. Transportation

- 14. Regional Transportation Authority, to provide for design and construction of the Manzanita Elementary School Safe Route to School Project, Phase 2 and the Summerhaven Sidewalk Project, RTA Fund, contract amount \$463,000.00 revenue (CTN-TR-13000246)
- 15. Regional Transportation Authority, to provide for High Intensity Activated Crosswalks on Palo Verde Road at Alvord Road and Milton Road, RTA Fund, contract amount \$454,000.00 revenue (CTN-TR-13000248)
- 16. Regional Transportation Authority, to provide right-of-way acquisition, design and construction of a divided urban path and an underpass at Broadway Boulevard along the Pantano Riverpath: Broadway Boulevard to Kenyon Drive, RTA Fund, contract amount \$1,956,000.00 revenue (CTN-TR-13000251)

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>
Samuel Douglas	283	REP
Diane Raab	143	GRN

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Sergio E. Mendez	188	REP
Elizabeth J. Lopez	283	REP
Mary H. DeCamp	057	GRN

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

A. **Animal Care Center Advisory Committee**

Appointment: Pat Hubbard, Humane Society of Southern Arizona, to fill the vacancy created by Kerri Burns. Term expiration: 3/19/17. (Organizational recommendation)

B. **Corrections Officer Retirement Board**

Appointment: Denise Strang, Elected Representative, to fill the vacancy created by Renee Mattas. Term expiration: 12/31/16. (Committee recommendation)

C. **Metropolitan Energy Commission**

Appointment: Nicole Sweeney, to fill an existing vacancy. Term expiration: 3/19/15. (Committee recommendation)

D. **Pima County Wireless Integrated Network**

Appointment: Keith Brittain, University of Arizona Police Department, 2nd Alternate, to fill the vacancy created by Kevin Haywood. No term expiration. (Jurisdictional recommendation)

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

A. David Shannon Richter, American Parkinson Disease Association, AZ Chapter, 3500 E. Sunrise Drive, Tucson, April 7, 2013.

B. Edward P. Sheffer, St. Thomas the Apostle Life Teen Group, St. Thomas the Apostle Church, 5150 N. Valley View Road, Tucson, April 20, 2013.

FINANCE AND RISK MANAGEMENT

5. **Duplicate Warrants – For Ratification**

Anh C. Pearson	\$356.11
Donna L. Lopez	\$203.82
David M. Waterman	\$5,800.00
Judith B. Clinco	\$204.23
CBIZ Benefits & Insurance	\$17,825.00
Office Depot	\$55.10
Office Depot	\$184.36
United Rentals North America, Inc	\$1,068.23

United Rentals North America, Inc	\$1,467.52
Pite Duncan, LLP	\$172.00
Pite Duncan, LLP	\$172.00
Pite Duncan, LLP	\$223.20
Pite Duncan, LLP	\$127.20
Pite Duncan, LLP	\$225.60
Pite Duncan, LLP	\$220.00
Copper State Bolt & Nut Co.	\$201.62

6. **RECORDER**

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the months of December 2012 and January 2013.

7. **REAL PROPERTY**

Quit Claim Deed

Quit Claim Deed to Pima County, as public right-of-way, all of its right, title and interest in the described property situated in Section 15, T13S, R13E, G&SRM, Pima County, Arizona.

8. **RATIFY AND/OR APPROVE**

Minutes: February 19, 2013

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

March 19, 2013 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 Doyle Firm that Pima County waive a conflict of interest to allow the firm to represent Pima County in Murphy et al. v. Colorado River Materials, Inc., d.b.a. NAC Construction, Pima County et al., Superior Court Case No. C20130723.

Motion carried to waive conflict of interest (5/0)

- B. 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:
1. Title Security Agency of Arizona, an Arizona corporation, as Trustee under Trust Nos. 773 and 787; Daniel E. Percy and Mattida Raksanaves, husband and wife; and KFI/AAF SR Holdings, L.L.C., an Arizona limited liability company v. Pima County, Arizona Tax Court Case No. TX2010-001181, Saguaro Ranch, 59 parcels for Tax Year 2011: generally Tax Parcel Nos. 219-07-0110 through 219-07-0160, 219-10-001E through 219-10-1690 and 219-11-006J.
 2. KFI/AAF SR Holdings, L.L.C., an Arizona limited liability company v. Pima County, Arizona Tax Court Case No. TX2011-000504, Saguaro Ranch, 4 parcels for Tax Year 2011: Tax Parcel Nos. 219-07-0040, 219-07-0050, 219-10-075A and 219-10-1010; 63 parcels for tax year 2012: generally tax parcel numbers 219-07-0040 through 219-07-0160 and 219-10-001E through 219-10-1690.

Motion carried to approve recommendation to continue for up to 60 days (5/0)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

1. BOARD OF SUPERVISORS

RESOLUTION NO. 2013 - **19**, of the Board of Supervisors, in support of comprehensive immigration reform, urging positive action by the 113th Congress. (District 5)

Motion carried to approve as amended (5/0)

2. CONTRACTS

A. Community Development and Neighborhood Conservation

Epidaurus d.b.a. Amity Foundation, to provide for the construction of a rental development at Dragonfly Village and Declaration of Covenants, Conditions and Restrictions, HUD HOME Program Fund, contract amount \$500,000.00/20 year term (CT-CD-13000662)

Motion carried to approve (5/0)

B. Procurement

1. Sundt Construction, Inc., Amendment No. 10, to provide construction manager at risk services for the Downtown Court Complex and amend contractual language, 2004 Bond Fund, contract amount \$76,868.00 (CT-FM-11042215-P) Facilities Management

Motion carried to approve (5/0)

2. AECOM Technical Services, Inc., Amendment No. 8, to provide architectural services for the Downtown Court Complex, extend contract term to 6/30/15 and amend contractual language, 2004 Bond Fund, contract amount \$1,846,360.00 (CT-PO-11021149-P) Facilities Management

Motion carried to approve (5/0)

3. **KINO SPORTS NORTH FIELDS PROJECT**

A. **Operating Transfer**

Pursuant to Board of Supervisors Policy D 22.8, staff requests approval of an operating transfer from the Stadium District Special Revenue Fund to the Capital Projects Fund in the amount of \$2,424,460.00 for the Kino Sports North Fields Modification Project.

Motion carried to approve (5/0)

B. **Award**

Low Bid: Award of Contract, Requisition No. 83853 in the amount of \$2,424,460.00 to the lowest responsive bidder, Canyon Building and Design, L.L.C., (Headquarters: Tucson, AZ) for Base Bid and Alternate No. 1 for the Kino Sports North Fields Modification Project. The contract is for a ten month period and may be extended for project completion. Funding Source: Capital Projects Fund (Operating Transfer from Stadium District Special Revenue). Administering Department: Facilities Management.

Motion carried to approve (5/0)

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

A. **Board of Adjustment, District 5**

Appointment: Bruce Gungle to fill the vacancy created by Lissa Gibbs. Term expiration: 8/31/15.

Motion carried to approve (5/0)

B. **Canoa Ranch Community Trust/Oversight Committee**

Appointment: Daniel Brocious to fill the vacancy created by Roberto Bedoya. No term expiration. (District 5)

Motion carried to approve (5/0)

4. **FIRE DISTRICT**

Mountain Vista Fire District

Authorization for the Assessor, the Clerk of the Board, and staff to take all necessary and appropriate action to implement the decision of the Property Tax Oversight

Commission to include the Mountain Vista Fire District annexation, completed January 22, 2013, into the tax/assessment roll for the 2013 tax levy.

Motion carried to approve (5/0)

5. **REAL PROPERTY**

Drainage Easement

Conveyance of a Drainage Easement to SOK Investment Holdings, L.L.C., for the construction and maintenance of underground drainage improvements to serve Tax Parcel No. 108-19-3180 within Section 19, T13S, R14E, G&SRM, \$54.00 revenue (District 3)

Motion carried to approve (5/0)

6. **PROCLAMATION**

Proclaiming April 1, 2013, to be:

**“TUCSON CORRAL OF THE WESTERNERS
60TH ANNIVERSARY DAY”**

Motion carried to approve (5/0)

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

DATE POSTED: 3/15/13

TIME POSTED: 11:45 a.m.