

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

May 19, 2010 9:00 a.m.

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Pastor Laszlo Vega, St. James United Methodist Church.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

... **EXECUTIVE SESSION**

(**Clerk's Note:** As of the posting date of 5/12/10, no executive session item has been placed on the regular agenda. However, this is subject to any addendum.)

5. **TENTATIVE BUDGET HEARINGS**

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... **FLOOD CONTROL DISTRICT BOARD**

Review and adoption of Flood Control District Tentative Budget for Fiscal Year 2010/2011.

Motion carried to approve (4/1)

... **IMPROVEMENT DISTRICT BOARD**

Review and adoption of the following County Improvement District Tentative Budgets for Fiscal Year 2010/2011:

| <u>IMPROVEMENT DISTRICT</u> | <u>FY 2010-2011 PROPERTY TAX LEVY</u> |
|---|---|
| OTHER IMPROVEMENT DISTRICT | |
| Hayhook Ranch | \$ 41,503.00 |
| STREET LIGHTING IMPROVEMENT DISTRICT | |
| Desert Steppes | \$ 2,505.00 |

| | |
|------------------------|--------------|
| Hermosa Hills Estates | \$ 2,147.00 |
| Longview Estates No. 1 | \$ 4,442.00 |
| Longview Estates No. 2 | \$ 5,195.00 |
| Rolling Hills | \$ 8,501.00 |
| Mañana Grande B | \$ 3,654.00 |
| Mañana Grande C | \$ 5,968.00 |
| Carriage Hills No. 1 | \$ 4,308.00 |
| Lakeside No. 1 | \$ 3,411.00 |
| Carriage Hills No. 3 | \$ 1,417.00 |
| Cardinal Estates | \$ 7,825.00 |
| Orange Grove Valley | \$ 3,809.00 |
| Peppertree | \$ 5,434.00 |
| Littleton | \$ 9,845.00 |
| Midvale Park | \$ 7,467.00 |
| Peach Valley | \$ 2,085.00 |
| Oaktree No. 1 | \$ 13,378.00 |
| Oaktree No. 2 | \$ 10,498.00 |
| Oaktree No. 3 | \$ 14,067.00 |
| Salida Del Sol | \$ 8,355.00 |
| Mortimore Addition | \$ 16,717.00 |

Motion carried to approve (5/0)

... **LIBRARY DISTRICT BOARD**

Review and adoption of Library District Tentative Budget for Fiscal Year 2010/2011.

Motion carried to approve (3/2)

... **STADIUM DISTRICT BOARD**

Review and adoption of Stadium District Tentative Budget for Fiscal Year 2010/2011.

Motion carried to approve (3/2)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

BOARD OF SUPERVISORS

A. Review and adoption of Tentative County Budget for Fiscal Year 2010/2011.

B. Review and adoption of the Debt Service Tentative Budget for Fiscal Year 2010/2011.

Motion carried to approve (3/2)

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 (4/1)

7. **INDUSTRIAL DEVELOPMENT AUTHORITY**

A. RESOLUTION NO. 2010 - **106**, 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 Education Facility Revenue Bonds (Destiny Community School Project), Series 2010 in an aggregate principal amount not to exceed \$4,500,000.00 and declaring an emergency.

B. RESOLUTION NO. 2010 - **107**, 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 Education Facility Revenue Bonds (Sequoia Pathway Academy Project), Series 2010 in an aggregate principal amount not to exceed \$15,000,000.00 and declaring an emergency.

Motion carried to approve (5/0)

***** HEARINGS *****

FRANCHISES/LICENSES/PERMITS

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

*8. **Liquor License**

10-11-9023, Christina An, Mr. An's Teppan Steak and Seafood, 6091 N. Oracle Road, Tucson, Series 12, Restaurant, New License.

Motion carried to approve (5/0)

Extension of Premises/Patio Permit

9. Richard Joseph Mascolino, Branding Iron North Bar and Grill, 2660 W. Ruthrauff Road, Tucson, Temporary Extension of Premises for June 5, 2010.

Motion carried to approve (5/0)

DEVELOPMENT SERVICES

UNFINISHED BUSINESS (RM 3/16/10)

Modification of Rezoning Conditions

10. Co9-92-07, HARDY-THORNYDALE ASSOCIATES – THORNYDALE ROAD REZONING

Request of Pacific Income Properties, L.L.C., represented by Presidio Engineering, Inc., for a waiver of Rezoning Condition No. 5 of Ordinance No. 1992-112 which states, "Recording of a covenant to the effect that there will be no further subdividing or lot splitting without the written approval of the Board of Supervisors." The subject site is 4.87 acres, zoned CB-1 and is located at the southeast corner of the intersection of Thornydale Road and Hardy Road. Staff recommends **APPROVAL WITH CONDITIONS**. (District 1)

Motion carried to approve (5/0)

NEW BUSINESS

11. **Rezoning Ordinances**

A. ORDINANCE NO. 2010 - **39**, Co9-09-01, Vail UPRR South, L.L.C., et. al. – Rocket Road Rezoning. Owner: Vail UPRR South II, L.L.C. (District 4)

B. ORDINANCE NO. 2010 - **40**, Co9-09-10, Via Latigo 5636, L.L.C.–Via Latigo Rezoning. Owner: Via Latigo 5636, L.L.C. (District 1)

Motion carried to approve (5/0)

12. **Rezoning Resolution**

RESOLUTION NO. 2010 - **108**, Co9-88-40, HPL Properties - Wetmore Road Rezoning. Owners: Malco Enterprises, Inc. (District 3)

Motion carried to approve (5/0)

13. **Street Name Change**

Present

Proposed

Unnamed easement/road
Co14-10-022
(District 3)

Castro Road

Motion carried to approve (5/0)

14. **CALL TO THE PUBLIC**

15. **ADJOURNMENT**

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

DATE POSTED: 5/12/10

TIME POSTED: 5:00P.M.

CONSENT CALENDAR, MAY 19, 2010

1. CONTRACTS AND AWARDS

A. Community Services, Employment and Training

1. Santa Cruz County, Amendment No. 5, to provide assistance in employment and training to area residents and amend scope of work, Arizona Department of Commerce - WIRED Fund, contract amount \$183,500.00 decrease (01-69-S-140387-0707)
2. Amendment No. 1, to provide emergency assistance to eligible low-income households experiencing a temporary financial crisis for the term 7/1/10 to 6/30/11 and amend contractual language, CDBG Fund:

| <u>Vendor</u> | <u>Amount</u> | <u>Contract No.</u> |
|--|---------------|---------------------|
| San Ignacio Yaqui Council, Inc. | \$26,195.00 | 07-69-S-142506-0709 |
| Wingspan | \$24,558.00 | 07-69-W-142511-0709 |
| Catholic Community Services, Inc., d.b.a. Catholic Social Services | \$16,640.00 | 07-69-C-142641-0709 |

3. International Sonoran Desert Alliance, Amendment No. 1, to provide emergency assistance to eligible low-income households experiencing a temporary crisis and amend scope of work, CDBG and ARRA Grant Funds, no cost (07-69-I-142551-0709)
4. Mentor KIDS USA, to provide consultation services and technical assistance in grant writing, planning, and facilitation for the term 12/1/09 to 6/30/10, U.S. Department of Labor-YEARN Grant Fund, contract amount \$1,900.00 (07-69-M-142944-1209)

B. County Administrator

5. League of United Latin American Citizens, to provide for the 21st Annual Youth Leadership Conference on March 15 and 16, 2010, at Pima Community College West Campus, General Fund, contract amount \$25,000.00 (32-30-L-142948-0310)

C. County Attorney

6. Deconcini, McDonald, Yetwin, and Lacey, P.C., Amendment No. 3, to provide legal representation services regarding the legal obligations of the Treasurer with respect to retention or destruction of ballots from the May

16, 2006 Special Election, General Fund, contract amount \$20,000.00
(17-02-D-141119-0708)

D. Facilities Management

7. Gordon Huether, to provide public art services for the Consolidated Justice Court/Municipal Court Complex, 2004 Bond Fund, contract amount \$300,000.00 (07-13-H-142943-0510)

E. Information Technology

8. Alltel Corporation, Amendment No. 3, to provide a non-exclusive right-of-way license for cellular communication facilities for the term 7/5/09 to 7/4/10 and amend contractual language, contract amount \$12,000.00 decrease (12-14-T-140044-0700)

F. Pima Health System

9. Arizona Department of Economic Security, Amendment No. 16, to provide for home and community based supportive services to eligible elderly and physically disabled individuals, PHCS Enterprise Fund, contract amount \$38,368.00 revenue (01-15-D-137491-0705)
10. Our Family Services, Inc., Amendment No. 2, to provide case management services and amend contractual language, PHCS Enterprise Fund, contract amount \$230,000.00 (07-15-O-141132-0708)

G. Procurement

11. Sundt/Kiewit Joint Venture, Amendment No. 6, to provide construction manager-at-risk services for the Roger Road Wastewater Treatment Plant to Ina Road Water Pollution Control Facility Plant Interconnect Project and amend contractual language, 2004 Bond (60%) and WIFA-ARRA (40%) Funds, contract amount \$697,584.00 (03-03-S-141878-0309) Regional Wastewater Reclamation

H. Real Property

12. Reay's Ranch Investors, L.L.C., to provide a Purchase Agreement and Special Warranty Deed for Tax Parcel No. 225-51-2350 needed for the Ina and Oracle Intersection Improvement Project, RTA Fund, contract amount \$1,377,000.00 including closing costs (22-04-R-142950-0510) Transportation

I. **Regional Wastewater Reclamation**

13. Town of Marana, Amendment No. 1, to provide water consumption data for sewer billing and collection services for the term 5/18/10 to 5/18/11, no cost (01-03-M-141932-0509)

J. **Sheriff**

14. Arizona Department of Homeland Security, Amendment No. 1, to provide for the termination of the Intergovernmental Agreement for the TUASI Regional Planning Cooperative, Federal Grant Fund, no cost (01-11-A-142446-1009)

2. **DIVISION OF ELECTIONS**

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

| <u>RESIGNATIONS</u> | <u>PRECINCT</u> | <u>PARTY</u> |
|-------------------------|-----------------|--------------|
| Gullen, Kathryn D. | 207 | DEM |
| Ramirez, Michael A. | 392 | DEM |
| Figueroa, Ray M. | 296 | DEM |
| Pickett, Christopher H. | 391 | REP |

| <u>APPOINTMENTS</u> | <u>PRECINCT</u> | <u>PARTY</u> |
|----------------------|-----------------|--------------|
| Crouch, Joanne C. | 010 | DEM |
| Benedict, Ruth L. | 206 | DEM |
| Medina, Jr., Robert | 272 | DEM |
| Saldate, Macario | 025 | DEM |
| Rabago, Lorraine | 159 | DEM |
| Gockel, Dimitrios P. | 288 | DEM |

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

A. **Pima County/Tucson Women's Commission**

Appointments of Maxine Goodman to replace Cathleen Becskehazy; and Sheila Tobias to replace Dinah McGlory. Term Expirations: 5/19/14. (Commission recommendations)

B. **Pima Vocational High School**

Reappointment of Jim Mize. Term Expiration: 5/19/13. (Committee recommendation)

C. Regional Wastewater Reclamation Advisory Committee

Appointment of Kendal Kroesen, Environmental Planning Advisory Committee (EPAC), to fill the unexpired term of Marcelino Flores. Term Expiration: 3/1/11. (Organizational recommendation)

4. REAL PROPERTY

A. Sale of Surplus Property

Approval for the sale of surplus property located in Sections 31 and 36, T19S, R13E, G&SRM, Tax Parcel Nos. 304-43-009F and 304-43-009H. Minimum bid will start at \$34,000.00. (District 3)

B. Partial Release of Bill of Sale for Sewer Lines

Partial release of a bill of sale for sewer lines to Barclay Holdings L., L.L.C. in Section 7, T12S, R14E. No revenue. (District 2)

5. RATIFY AND/OR APPROVE

Minutes: Zoning Enforcement Board of Appeals, April 13, 2010

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

May 19, 2010 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 authorization for a second extension of the agreement to toll the statute of limitations with respect to the claim of San Joaquin Investments, L.L.C., against Pima County that was originally approved by the Board of Supervisors on December 9, 2008.

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 Pima County v. Rio Verde Vista II Homeowners Association, Pima County Superior Court Case No. C2009-5333.

Motion carried to approve (5/0)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... FLOOD CONTROL DISTRICT BOARD

EXECUTIVE SESSION

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement in Pima County Flood Control District v. Jeremy Perez, et. al.; and Jeremy Perez and Miguel Garcia v. Pima County Flood Control District, Pima County Superior Court Case No. C2009-3554.

Motion carried to approve (5/0)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

1. BOARD, COMMISSION AND/OR COMMITTEE

Small Business Commission

Appointments of Patricia Brown and Dabney Philabaum. Term expirations: 4/30/14.
(District 2)

Motion carried to approve (5/0)

2. CONTRACTS AND AWARDS

A. Institutional Health

1. RESOLUTION NO. 2010 - **109**, of the Board of Supervisors approving an Intergovernmental Agreement with Cochise County, to provide Restoration to Competency services for the term 5/19/10 to 5/18/15, General Fund, contract amount \$250,000.00 revenue (01-65-C-142975-0510)

Motion carried to approve (5/0)

B. Procurement

2. AECOM Services, Inc., d.b.a. AECOM Design, Amendment No. 5, to provide architectural services for the Pima County Justice Court/Tucson City Court Complex, amend scope of work and extend contract term to 12/31/11, 2004 Bond Fund, contract amount \$194,149.00 (15-13-D-137105-0805) Facilities Management

Motion carried to approve (5/0)

Award

3. Award of Contracts for Requisition No. 1001442 to Barker Morrissey Contracting, Inc. (Headquarters: Tucson, AZ), B.C. Construction, Inc. (Headquarters: Tucson, AZ), Durazo Construction Corporation (Headquarters: Tucson, AZ), Hickam Construction Company (Headquarters: Tucson, AZ), and T.L. Roof and Associates Construction Company (Headquarters: Tucson, AZ) for remodeling and construction services at various locations throughout Pima County in the amount of \$500,000.00 each. Contracts are for a one year term with the option to extend to four additional one-year periods. Funding Source: Various Funds. Administering Department: Facilities Management.

Motion carried to approve (5/0)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.
DATE POSTED: 5/14/10
TIME POSTED: 11:00 A.M.