

## AGENDA SUMMARY

### Pima County Board of Supervisors' Meeting

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

October 5, 2010 9:00 a.m.

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Pastor Jerome Parker, Freedom's Gate Ministries, Inc.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

... **EXECUTIVE SESSION**

(**Clerk's Note:** As of the posting date of 9/29/10, no executive session item has been placed on the regular agenda. However, this is subject to any addendum.)

### BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... **LIBRARY DISTRICT BOARD**

#### **Contract**

RESOLUTION NO. 2010 – LD 2, approving an Intergovernmental Agreement with the City of Tucson, to provide library services at the South Park Arts and Culture Center for the term 8/15/10 to 6/30/15, SGIA Grant Fund, contract amount \$2,500.00 (01-66-T-143298-0810)

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 except for Item CC1 G25 (5-0),

6. **COUNTY ADMINISTRATOR**

**Sustainability Report Card for FY 09/10**

Staff recommends acceptance of the two year implementation report card for the Sustainable Action Plan for County Operations and adoption of the recommended amendments to the success indicators.

Motion carried to approve (5-0)

7. **COMMUNITY SERVICES, EMPLOYMENT AND TRAINING**

**Local Workforce Investment Board Recertification 2010-2011**

RESOLUTION NO. 2010 – **232**, approving and authorizing the Local Workforce Investment Board recertification to allow the use of Department of Labor Funds to operate the County One-Stop(s) and provide assistance with strengthening the economy of Pima County by providing a qualified workforce through the One-Stop System.

Motion carried to approve (5-0)

**DEVELOPMENT SERVICES**

8. **Final Plat with Assurances**

P1207-064, Yolanda Oasis, Lots 1-16. (District 1)

Motion carried to approve (5-0)

9. **SHERIFF**

RESOLUTION NO. 2010 – **233**, of the Board of Supervisors of Pima County, Arizona, establishing a Domestic Violence Fatality Review Team, pursuant to A.R.S. §41-198.

Motion carried to approve (5-0)

**\*\*\* HEARINGS \*\*\***

**FRANCHISES/LICENSES/PERMITS**

**Liquor License**

10. 10-20-9032, Louie Lazos, Stagecoach Grill and Cantina, 5200 S. Palo Verde Road, Tucson, Series 6, Bar License, Person Transfer.

Motion carried to approve (5-0)

### **Extension of Premises/Patio Permit**

11. Scott A. Busse, Territorial, 3227 S. Palo Verde Road, Tucson, Temporary Extension of Premises for October 9, 2010.

Motion carried to approve (5-0)

### **HEALTH DEPARTMENT**

\*(**Clerk's Note:** The Board of Health recommendation will be forthcoming.)

- \*12. **Pima County Code Text Amendment**

An Ordinance of the Pima County Board of Supervisors, relating to Public Health and Safety; amending the Pima County Code by adding Chapter 8.80 to Title 8 of the Pima County Code relating to the registration of medical marijuana dispensaries, cardholders, designated caregivers, dispensary agents, qualifying patients and visiting qualifying patients.

If approved, pass and adopt ORDINANCE NO. 2010 – 58

Motion carried to approve (5-0)

### **DEVELOPMENT SERVICES**

\*(**Clerk's Note:** The Planning and Zoning Commission recommendation will be forthcoming.)

- \*13. **Pima County Code Text Amendment**

#### Co8-10-07, MEDICAL MARIJUANA DISPENSARIES

An Ordinance of the Pima County Board of Supervisors, relating to Zoning (Title 18); amending the Pima County Code by adding definitions for medical marijuana designated caregiver cultivation location, medical marijuana dispensary, medical marijuana dispensary offsite cultivation location and medical marijuana qualifying patient cultivation location to Chapter 18.03 (definitions) and adding medical marijuana dispensary, medical marijuana dispensary offsite cultivation location and medical marijuana designated caregiver cultivation location to Chapter 18.45 (CB-2 General Business Zone), Section 18.45.040 (Conditional Uses) as conditional uses and adding development standards, conditions, application requirements and identifying the existing applicable fee for medical marijuana dispensaries, medical marijuana dispensary offsite cultivation locations and medical marijuana designated caregiver cultivation locations to Chapter 18.45, Section 18.45.040. The Planning and Zoning Commission recommendation is pending the

Planning and Zoning Commission Meeting of September 29, 2010. Staff recommends **APPROVAL**. (All districts)

If approved, pass and adopt ORDINANCE NO. 2010 - **59**

Motion carried to approve (5-0)

### **Rezoning**

14. Co9-10-01, DE GRAZIA COMPANY L.L.C – SABINO CANYON ROAD REZONING  
Request of De Grazia Company L.L.C. represented by The Planning Center, for a rezoning of approximately 16.75 acres from SR (Suburban Ranch) to CR-4 (Mixed Dwelling Type) and approximately 1.40 acres from SR to CR-1 (Single Residence), on property located at the northwest intersection of Sabino Canyon Road and Old Sabino Canyon Road. The proposed rezoning conforms to the Pima County Comprehensive Plan Co7-00-20. On motion, the Planning and Zoning Commission voted 7-0 (Commissioner Holdridge abstained; Commissioners Smith, Matter and Cook were absent) to recommend **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 1)

Motion carried to approve (5-0)

### **Plat Note Waiver**

15. Co12-72-92, SILVERBELL WEST (LOT 76)  
Request of Raymundo and Juanita Enriquez for a waiver of plat note No.16 for Lot 76 of the Silverbell West Subdivision, Lots 1 thru 92 (Bk. 24, PG. 70) which states, "No more than one dwelling unit shall be placed on each lot until such time as sewers are available." The applicant requests to place a second dwelling unit on the lot which is approximately 0.97 of an acre zoned SH (Suburban Homestead) and is located on the east side of Hong Street, approximately 1,300 feet south of Hiram Drive and 1,200 feet north of Silverbell Road. Staff recommends **APPROVAL WITH CONDITIONS**. (District 3)

Motion carried to approve (5-0)

### **Rezoning Ordinance**

16. ORDINANCE NO. 2010 – 60 , Co9-09-05, Beaufort Company L.L.C. & NNK L.L.C. – Craycroft Road Rezoning. Owner: Beaufort Company L.L.C. & NNK L.L.C. (District 2)

Motion carried to approve (5-0)

### **Rezoning Resolution**

17. RESOLUTION NO. 2010 – **234**, Co9-04-19, Shannon Business Park L.L.C., ET. AL., – Shannon Park Rezoning (Time Extension). Owner: First American Title TR9072, Attn: K B Home. (District 3)

Motion carried to approve (5-0)

## TRANSPORTATION

### 18. Road Abandonments

- A. RESOLUTION NO. 2010 – **235**, of the Board of Supervisors of Pima County, Arizona, abandoning to the City of Tucson, a portion of Mountain Avenue between 35th Street and 34th Street, lying within Section 19, T14S, R14E, Pima County, Arizona. Staff recommends **APPROVAL**. (District 2)

Motion carried to approve (5-0)

- B. RESOLUTION NO. 2010 – **236**, of the Board of Supervisors of Pima County, Arizona, abandoning to the Town of Sahuarita, a portion of La Canada Drive from Via de Santo Tomas to El Toro Road, lying within Sections 22, 23, 26 and 27, T17S, R13E, Pima County, Arizona. Staff recommends **APPROVAL**. (District 4)

Motion carried to approve (5-0)

### 19. Traffic Ordinance

ORDINANCE NO. 2010 – **61**, of the Pima County Board of Supervisors, authorizing U-turns at the intersection of Sunrise Drive and Swan Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5-0)

### 20. Resolution for Annexation

RESOLUTION NO. 2010 – **237**, of the Pima County Board of Supervisors, consenting to the annexation of a segment of Hardy Road by the Town of Oro Valley, Arizona, within Sections 23 and 26, T12S, R13E, G&SRM, Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5-0)

### 21. CALL TO THE PUBLIC

### 22. ADJOURNMENT

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

DATE POSTED: 9/29/10

TIME POSTED: 5:00 p.m.

## **CONSENT CALENDAR, OCTOBER 5, 2010**

### **1. CONTRACTS AND AWARDS**

#### **A. Community Services, Employment and Training**

1. Arizona Housing and Prevention Services, Inc., Amendment No. 2, to provide emergency assistance services to eligible low-income households experiencing a temporary financial crisis, extend contract term to 6/30/11 and amend contractual language, Community Services Block Grant Fund, contract amount \$24,810.00 (07-69-A-142508-0709)
2. Wingspan, Amendment No. 2, to provide emergency assistance services, transportation and counseling to youth experiencing a temporary crisis, extend contract term to 6/30/11 and amend contractual language, Community Services Block Grant Fund, contract amount \$24,558.00 (07-69-W-142511-0709)

#### **B. Constables Office**

3. Constable Ethics Standards & Training Board, Equipment Grant Award, to purchase a mobile audio system, State Grant Fund, contract amount \$2,604.00 revenue (02-78-C-143283-1010)
4. Constable Ethics Standards & Training Board, Equipment Grant Award, to purchase eight (8) shooting mats for use in firearms training, State Grant Fund, contract amount \$636.48 revenue (02-78-C-143284-1010)
5. Constable Ethics Standards & Training Board, Equipment Grant Award, to purchase nine (9) all weather response jackets, State Grant Fund, contract amount \$725.94 revenue (02-78-C-143285-1010)
6. Constable Ethics Standards & Training Board, Equipment Grant Award, to purchase three (3) GPS Navigation Systems for Constable Districts 2, 7 and 10, State Grant Fund, contract amount \$1,457.85 revenue (02-78-C-143286-1010)
7. Constable Ethics Standards & Training Board, Equipment Grant Award, to purchase firearms for Constable Districts 2, 4, 5, 6 and 10, State Grant Fund, contract amount \$2,252.75 revenue (02-78-C-143287-1010)

#### **C. Environmental Quality**

8. Arizona Department of Environmental Quality, to operate and administer a Clean Air Voluntary No Drive Program, contract amount \$192,000.00 revenue (11-51-A-143274-0710)

**D. Health Department**

9. RESOLUTION NO. 2010 – **230**, approving an Intergovernmental Agreement with the Amphitheater Unified School District, to administer childhood immunization services, no cost (01-01-A-143270-0910)

**E. Information Technology**

10. Alltel Communications of the Southwest Limited Partnership, Amendment No. 4, to provide Non-Exclusive Right-of-Way License - Cellular Communication Facilities, contract term 7/5/10 to 7/4/15, General Fund, contract amount \$265,230.32/ 5 year term - revenue (12-14-T-140044-0700)
11. Total Solutions, Inc., to provide voter registration/database consulting services for the Recorder's Office, Recorder's Document Storage and Retrieval Fund, contract amount not to exceed \$90,000.00 (07-14-T-143295-1010)

**F. Pima Health System**

12. RESOLUTION NO. 2010 - **231**, approving an Intergovernmental Agreement with the Arizona Department of Economic Security, to provide home and community based services to eligible elderly and physically disabled individuals in the Community Services System, PHCS Enterprise Fund, contract amount \$2,615,969.00 revenue (01-15-A-143292-0710)
13. Old Pueblo Healthcare, L.L.C., Amendment No. 7, to provide primary care physician services, amend contractual language and extend contract term from 8/1/10 to 7/31/11, no cost (18-15-O-138391-0806)
14. Arizona Health Care Cost Containment System (AHCCCS), Amendment No. 12, to provide long term care services to the indigent, amend contractual language and extend contract term from 10/1/10 to 9/30/11, no cost (18-15-A-138594-1006)
15. L. Hunter Nash, D.D.S., P.C., Amendment No. 4, to provide dental services, amend contractual language and extend term of contract from 11/1/10 to 10/31/11, no cost (18-15-N-138661-1106)
16. General Dentistry for Kids, L.L.C., Amendment No. 2, to provide dental services, amend contractual language and extend contract term from 11/1/10 to 10/31/11, no cost (18-15-G-139783-1107)

17. Assisted Living by Cherie Hackman, d.b.a. Saguaro Horizons, Amendment No. 6, assignment of rights and amend contractual language, no cost (07-15-H-140150-0907)
18. To provide assisted living home services, amend contractual language and extend contract term from 10/1/10 through 9/30/11, PHCS Enterprise Fund:

<u>Vendor</u>	<u>Contract</u>	<u>Amendment</u>	<u>Amount</u>
Catalina Village Assisted Living, L.P.	18-15-C-140510-1007	7	\$1,600,000.00
Devon Gables Health Care Center, Inc.	18-15-D-140511-1007	5	\$0.00
Hundred Palms Tucson, L.L.C.	18-15-H-140512-1007	5	\$325,000.00
Marshall Home For Men, Inc.,	18-15-M-140513-1007	4	\$0.00
Handmaker Jewish Services for the Aging, d.b.a. The Rubin Community for Senior Elder Care Residents	18-15-H-140514-1007	5	\$75,000.00
The Oasis Assisted Living Center, L.L.C., d.b.a. The Oasis at El Corral Assisted Living Center	18-15-O-140515-1007	5	\$200,000.00
Villa Maria Care Center, L.L.C.	18-15-V-140516-1007	5	\$0.00
Brea Tucson, L.L.C., d.b.a. Emeritus at Catalina Foothills	07-15-T-140569-1007	4	\$0.00

19. Arizona Health Care Cost Containment System (AHCCCS), Amendment No. 9, to provide acute care medical services, amend contractual language, revenue based on services, contract term from 10/1/10 to 9/30/11, PHCS Enterprise Fund (02-15-A-141668-1008)
20. Carondelet Health Network, Amendment No. 1, to provide hospital services, amend contractual language and extend contract term to 4/30/11, no cost (18-15-C-142852-0509)
21. Pima County Community College District, to provide Coordinating Clinical Educational Programs for Posada del Sol Healthcare Center, no cost (07-55-P-143277-1010)

**G. Procurement**

22. Durazo Construction Corp., Amendment No. 2, Job Order Contract to provide for residential property rehabilitation services, amend contractual language and extend contract term to 9/14/11, General Fund, contract amount \$125,000.00 (26-70-D-142385-0909) Community Development & Neighborhood Conservation
23. Durazo Construction Corp., Amendment No. 5, Job Order Contract to provide park development services, amend contractual language for the

term 10/5/10 to 2/5/11, various funding sources, contract amount \$1,000,000.00 (26-05-D-139371-0207) Natural Resources, Parks & Recreation

- 24. M. Anderson Construction Corporation, Amendment No. 6, Job Order Contract to provide park development services, amend contractual language, contract term 10/5/10 to 2/5/11, various funding sources, contract amount \$700,000.00 (26-05-M-139409-0207) Natural Resources, Parks & Recreation
- 25. EMA, Inc., Amendment No. 1, to provide SCADA System Design, Programming and Integration Services for the Regional Optimization Master Plan (ROMP), amend contractual language and extend term from 10/2/10 to 8/30/14, RWRD Obligation Fund, contract amount \$8,017,768.00 (11-03-E-141845-1108) Regional Wastewater Reclamation

Motion carried to approve (4-1)

**Awards**

- 26. Amendment of Award: To provide Educational Coordinator Services for the Tobacco Prevention Program, increase total amount of contracts by \$48,000.00. Funding Source: Tobacco Prevention. Administering Department: Health Department:

<b>Contractor</b>	<b>Amount</b>
Ilynn Adler	\$12,000.00
Kathleen Carrol Educational Consulting	\$12,000.00
David McDonald Consulting	\$12,000.00
Kennith Mayes	\$12,000.00

- 27. Low Bid: Award of Contracts, Requisition No. 1002504, in the annual amount of \$612,000.00 for Toner Cartridges. Contracts are for a one-year term and include (4) one-year renewal periods. The award includes the authority for the Procurement Department to reallocate the award amounts among the contracts considering actual usage and anticipated requirements without further action by the Board of Supervisors provided that the sum of the revised contract amounts does not exceed the sum of the contract award amounts. Funding Source: various funds. Administering Department: Information Technology:

<b>Contractor</b>	<b>Annual Amount</b>	
Laser Options, Inc, Tempe, AZ	\$200,000.00	Group A: Remanufactured

Vision Business	\$412,000.00	/Compatible Toner Cartridges Group B: OEM New Toner Cartridges
Products, Phoenix, AZ		

H. **Office of Court Appointed Counsel**

**Awards**

28. Charles E. Laroue, d.b.a. Lash Laroue Investigations L.L.C., to provide investigator services. Award of (1) three-year contract in the total amount of \$180,000.00 (\$60,000.00 per year). The contract also provides (1) renewal for an additional three-year period. Authorization for the Procurement Director or his designee to renew the contract for a three-year period for the initial contract amount of \$180,000.00 (\$60,000.00 per year) without further action by the Board of Supervisors. Funding Source: General Fund.
  
29. Stephanie Meade, to provide court appointed attorney services for Pima County Juvenile Court. Award of (1) one three-year contract in the total amount of \$300,000.00 (\$100,000.00 per year). This contract also provides (1) renewal for an additional three-year period. Authorization for the Procurement Director or his designee to renew the contract for a three-year period for the initial contract amount of \$300,000.00 (\$100,000.00 per year) without further action by the Board of Supervisors. Funding Source: General Fund.
  
30. Cornelia Honchar, Tiffany Huffman-Spiers and Jennifer Maldonado, to provide court appointed attorney services on the Pima County Justice Court Misdemeanor Panel. Award of (3) three-year contracts in the total amount of \$600,000.00 (\$200,000.00 each). The contracts also provide for (1) one renewal for an additional three-year period. Authorization for the Procurement Director or his designee to renew the contracts for a three-year period for the initial contract amount of \$600,000.00 (\$200,000.00 each) without further action by the Board of Supervisors. Funding Source: General Fund.
  
31. Marshall Tandy, to provide Mitigation Services. Award of (1) three-year contract in the total amount of \$150,000.00 (\$50,000.00 per year). This contract also provides (1) renewal for an additional three-year period. Authorization for the Procurement Director or his designee to renew the contract for a three-year period for the initial contract amount of \$150,000.00 (\$50,000.00 per year) without further action by the Board of Supervisors. Funding Source: General Fund

32. Stephanie Meade and Scott Schleivert to provide court appointed attorney services on the Post Conviction Relief Panel. Award of (2) three-year contracts in the total amount of \$360,000.00 (\$180,000.00 each). The contracts also provide for (1) renewal for an additional three-year period. Authorization for the Procurement Director or his designee to renew the contract for a three-year period for the initial contract amount of \$360,000.00 (\$180,000.00 each) without further action by the Board of Supervisors. Funding Source: General Fund
33. Stuart DeHaan, Jennifer Maldonado and Stephanie Meade to provide court appointed attorney services on the Superior Court Felony Panel. Award of (3) three-year contracts in the total amount of \$900,000.00 (\$300,000.00 each). The contracts also provide for (1) renewal for an additional three-year period. Authorization for the Procurement Director or his designee to renew each contract for a three-year period for the initial contract amount of \$900,000.00 (\$300,000.00 each) without further action by the Board of Supervisors. Funding Source: General Fund.
34. Amy Armstrong and Emily Skinner to provide court appointed attorney services on the Superior Court First Degree Murder Panel. Award of (2) three-year contracts in the total amount of \$600,000.00 (\$300,000.00 each). The contracts also provide for (1) renewal for an additional three-year period. Authorization for the Procurement Director or his designee to renew each contract for a three-year period for the initial contract amount of \$600,000.00 (\$300,000.00 each) without further action by the Board of Supervisors. Funding Source: General Fund.

**I. Real Property**

35. LCC-Kolb/Sunrise, L.L.C., to provide License for Right-of-Way Encroachment to encroach on the right-of-way of Sunrise Drive west of Kolb Road, \$4,125.00 revenue (12-04-L-143264-1010)

**J. Sheriff**

36. Arizona Department of Homeland Security, Amendment No. 1, Subgrantee Agreement to extend contract term from 10/1/10 to 9/30/11. Pima County Wireless Integrated Network (PCWIN), no cost (01-11-A-142448-1009)

**2. RATIFICATION OF EMERGENCY PROCUREMENT**

**Community Development & Neighborhood Conservation**

Primavera Foundation, Inc., to provide Neighborhood Stabilization Program for City of South Tucson Redevelopment Project, NSP Grant Fund, contract amount \$130,100.00 (11-70-P-143290-0910)

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

A. **Tucson-Pima County Bicycle Advisory Committee**

Ratification of appointment/term: Appointment of Kevin McDonald, Town of Sahuarita. Term expiration: 5/11/12. (Jurisdictional recommendation)

B. **Pima County Workforce Investment Board**

Appointment of Mike Verbout, Labor Organization and Kim Murray, Business. Term expirations: 9/30/12. (Staff recommendations)

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

Appointment of Cecilia Vindiola and Emma Juan. Term expirations: 9/14/14. (Commission recommendations)

4. **ELECTIONS**

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

<u>RESIGNATIONS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Marcoe, Sydnie	168	DEM
Douglas, Samuel J.	302	REP

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Clodfelter, Todd A.	302	REP
LaGuardia, Adam C.	389	REP
Swanson, Daniel C.	391	REP
Castillo, Wilmer R.	392	REP
McManus, Debra L.	404	REP
McManus, Richard M.	404	REP

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

A. Victoria Katherine Maloney, Sahuaro High School, Class of 2000, 13401 E. Old Spanish Trail, Tucson, October 9 and 10, 2010.

B. Anne Rounds, Ronald McDonald House Charities of Southern Arizona, 2905 E. Skyline Drive, Tucson, September 24, 2010.

C. Lance R. Hurst, American Legion Post 109, 15921 S. Houghton Road, Vail, September 25, 2010.

D. Scott Arthur Anderson, American Legion Madera Post 131, 249 W. Esperanza Boulevard, Green Valley, October 29, 30 and 31, 2010.

- E. Kord M. Klinefelter, American Legion Rider, The Ajo Plaza at Plaza Street and Highway 85, Ajo, October 22, 2010.
- F. Laurie S. Buckelew, VFW Post No. 10254, 17000 W. Ajo Way, Tucson, October 8, 9, 10, 15, 16 and 17, 2010.
- G. Laurie S. Buckelew, Three Points Fire Local 3504 Union, 17000 W. Ajo Way, Tucson, October 21, 22, 23, 24, 27, 28, 29, 30 and 31, 2010.
- H. Kord M. Klinefelter, American Legion Post 10, The Ajo Plaza at Plaza Street and Highway 85, Ajo, October 16, 2010.
- I. Jill R. Rodriguez, El Rio Health Center Foundation, La Paloma Resort and Spa, 3800 E. Sunrise Drive, Tucson, October 14, 2010.

6. **RECORDER**

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the months of May and June, 2010.

7. **PROCLAMATION**

Proclaiming October 3 - 9, 2010, to be:

“MENTAL ILLNESS AWARENESS WEEK”

8. **RATIFY AND/OR APPROVE**

Warrants: September, 2010

## ADDENDUM SUMMARY

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

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

**October 5, 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 a request that Pima County waive a potential conflict of interest to allow Snell & Wilmer to represent Arizona La Cholla, L.L.C., with respect to Pima County's planned drainage and related improvements, including culverts and drainageways, passing through the property of La Cholla near the intersection of La Cholla and Magee Roads.

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 the following cases:

1. R&M Real Estate Ltd. v. Pima County  
Arizona Tax Court Case No. ST2009-000626  
12 Tax Parcel Nos: 140-34-0010 to 0090, 011A, 0120 and 0760

Motion carried to approve (5-0)

2. SR Lot 8 L.L.C. v. Pima County  
Arizona Tax Court Case No. ST2010-000047  
Tax Parcel Nos: 219-10-0850 and 219-10-0860

Motion carried to approve (5-0)

3. SR Lot 8 L.L.C. v. Pima County  
Arizona Tax Court Case No. ST2010-000046  
Tax Parcel No. 219-30-004A

Motion carried to approve (5-0)

4. Tucson Acquisition and Development v. Pima County  
Arizona Tax Court Case No. TX2009-000664  
Tax Parcel No. 305-30-015A

Motion carried to approve (5-0)

5. Fidelity National Title Agency et. al. v. Pima County  
Arizona Tax Court Case No. TX2009-000269  
349 Tax Parcel Nos: 217-27-0270 and 0280, 0370-0860, 0930-1080,  
1100 -1300, 1510-1670, 1710, 1740, 1780-1900, 2040, 2060-2180,  
2250-2320, 2350, 2380-3090 and 3140-3730

Motion carried to approve (5-0)

### **BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

#### **... FLOOD CONTROL DISTRICT BOARD**

##### **Riparian Habitat Mitigation Plan**

Staff requests approval of an onsite Riparian Habitat Mitigation Plan for property located at 5567 W. Oasis Road, located within Important Riparian Area with underlying Xeroriparian Class C Habitat. (District 1)

Motion carried to approve (5-0)

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

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

##### **Special Open Enrollment for Certain Adult Dependents**

Staff requests permission to offer Pima County employees a special enrollment period in mid-October 2010, to enroll certain adult dependents healthcare coverage who previously did not meet the eligibility requirements.

Motion carried to approve (5-0)

#### **2. DIVISION OF ELECTIONS**

Pursuant to A.R.S. §16-214, notification of receipt and direction to staff to publish the Proclamation of the Governor of the State of Arizona proclaiming "General Election 2010."

Motion carried to approve (5-0)

3. **CONTRACTS**

A. **Community Services, Employment and Training**

1. Goodwill Industries of Southern Arizona, Inc., Amendment No. 4, to provide employer outreach services for County workforce programs, extend contract term to 8/31/11 and amend contractual language, U.S. Department of Labor and Arizona Department of Economic Security Vocational Rehabilitation and other workforce funds, contract amount \$62,481.20 (07-69-G-141333-1008)

Motion carried to approve (5-0)

2. Cochise Private Industry Council, Amendment No. 1, to provide for the Veteran's Workforce Investment Program and extend contract term to 6/30/11, U.S. Department of Labor Fund, no cost (07-69-C-142723-0709)

Motion carried to approve (5-0)

B. **Procurement**

3. R.K. Sanders, Inc., Change Order No. 2, to provide roof and HVAC replacement at Joyner-Green Valley Library, amend contractual language and extend contract term to 12/29/10, Non-Bond Capital Projects Fund, contract amount \$120,800.00 (03-13-R-142815-0210) Facilities Management

Motion carried to approve (5-0)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.  
DATE POSTED: 10/01/10  
TIME POSTED: 11:00 a.m.