

## AGENDA SUMMARY

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

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

**December 14, 2010 9:00 a.m.**

1. **ROLL CALL**

Supervisor Ann Day, Absent

2. **INVOCATION**

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

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

5. **PROCLAMATION/PRESENTATION**

Presentation of a proclamation to Richard Page proclaiming December 14, 2010, to be:

“ANIMAL RESCUE FOUNDATION  
VOLUNTEER COORDINATOR RICHARD PAGE DAY”

Motion carried to approve (4-0)

... **EXECUTIVE SESSION**

(**Clerk's Note:** As of the posting date of 12/8/10, no executive session item has been placed on the regular agenda. However, this is subject to any addendum.)

**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 as amended (4-0)

7. **COUNTY ADMINISTRATOR**

**Classification and Compensation**

The Legal Defender's Office requests approval to create one (1) new Position Control Number (PCN) allocated to the 7660/Attorney-Unclassified (Grade U3) classification. Any associated costs will be paid from the Office of Court Appointed Counsel's current budget.

Motion carried to approve (4-0)

8. **DIVISION OF ELECTIONS**

In accordance with A.R.S. §16-664, the Board of Supervisors must certify the recount results for Ballot Measure Proposition 112 of the November 2, 2010, General Election.

Motion carried to approve (4-0)

**PROCUREMENT**

9. **Appeals of Procurement Director Decisions**

A. Pursuant to Pima County Code Section 11.20.010(J), EPCOR United Water, L.L.C., represented by Warner Angle Hallam Jackson and Formanek P.L.C. appeals the decision of the Procurement Director regarding Solicitation No. 0901346, Water Reclamation Facility Design-Build-Operate Project.

Without objection, this item was continued to 1/11/11.

B. Pursuant to Pima County Code Section 11.20.010(J), Mike Orr, Regional Director of Operations, Martin Harris Construction, appeals the decision of the Procurement Director regarding Solicitation No. 1100485, Pima County Administration West, Floors 1-3 Tenant Improvements.

Motion carried to deny the appeal (4-0)

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

**FRANCHISES/LICENSES/PERMITS**

**Liquor License**

10. 10-40-9052, Linda Kamal Barakat, Valencia Liquor Barn, 2526 West Valencia Road, Tucson, Series 9, Liquor Store, ~~New License~~ **Person Transfer**.

Motion carried to approve (4-0)

## **Fireworks Permit**

11. Lonnie Lister, Skyline Country Club, 5200 E. Saint Andrews Drive, Tucson, December 22, 2010 at approximately 8:00 p.m.

Motion carried to approve (4-0)

12. Alan Raso, Westward Look Resort, 245 E. Ina Road, Tucson, December 31, 2010 at Midnight.

Motion carried to approve (4-0)

## **DEVELOPMENT SERVICES**

### **Rezoning Time Extension**

13. Co9-05-13, ACKERMAN – OLD VAIL ROAD REZONING  
Request of Robert L. Ackerman, for a five year time extension for the above referenced rezoning from RH (Rural Homestead) to CI-1 (Light Industrial/Warehousing) for approximately 10.74 acres. The rezoning was conditionally approved by the Board of Supervisors on December 6, 2005. The Board adopted Ordinance No. 2007-8 memorializing the rezoning on February 6, 2007. The rezoning will expire on December 6, 2010. The site is located on the north and south sides of Old Vail Road, approximately 850 feet west of Colossal Cave Road. Staff recommends **APPROVAL OF A FIVE YEAR TIME EXTENSION WITH MODIFIED STANDARD AND SPECIAL CONDITIONS**. (District 4)

Motion carried to approve (4-0)

### **Zoning Code Text Amendment**

14. Co8-10-05, CHARTER SCHOOLS, LIGHTING, FEES, GRADING STANDARDS, REZONING NOTIFICATIONS, CONDITIONAL USE TIME LIMITS, INACCURATE CITATIONS, ETC.  
An Ordinance of the Pima County Board of Supervisors relating to Zoning; amending the Pima County Zoning Code, Title 18 by amending Chapters 18.01 (General Provisions), 18.07 (General Regulations and Exceptions), 18.09 (General Residential and Rural Zoning Provisions), 18.69 (Subdivision Standards) and 18.79 (Sign Standards) to delete specific fee amounts; amending Chapters 18.07 (General Regulations and Exceptions), 18.09 (General Residential and Rural Zoning Provisions), 18.13 (Rural Homestead Zone), 18.14 (Rural Residential Zone), 18.17 (Suburban Ranch Zone), 18.19 (SH Zone), 18.39 (General Commercial Standards), 18.43 (Local Business Zone), 18.45 (General Business Zone), 18.49 (Campus Park Industrial Zone), 18.61 (Hillside Development Overlay Zone), 18.63 (Historic Zone), 18.67 (Buffer Overlay), 18.75 (Off-Street Parking and Loading Standards), 18.81 (Grading Standards) to defer the lighting requirements to the County Outdoor Lighting Code requirements; amending Chapter 18.03 (General Definitions) to add a definition for a carport, to further describe a guest house and to revise the charter school definition; amending Chapter

18.07 to allow modification of the front yard setback thru the modification of setback requirements; amending Chapter 18.09 to add charter schools as an outright permitted use, to delete the reference to additional fees for the secondary dwelling appeal; amending Chapters 18.12 (Institutional Reserve Zone), 18.13 and Chapter 18.17 to correct inaccurate citations; amending Chapters 18.37 (Multiple Use Zone) and 18.43 to add charter schools as an outright permitted use; amending Chapter 18.81 (Grading Standards) to revise the Type I permit requirement; amending Chapter 18.91 (Rezoning Procedures) to revise notification requirements to conform with State Statutes; amending Chapter 18.97 (Conditional Use Procedures) by revising time limits and time extensions. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Holdridge and Smith were absent) to recommend **APPROVAL**. Staff recommends **APPROVAL**. (All Districts)

If approved, pass and adopt:

ORDINANCE NO. 2010 - 74,

Motion carried to continue to 1/18/11 (4-0)

\*(**Clerk's Note**: Staff requests this item be removed from the agenda. It will be readvertised for the Board of Supervisors' Meeting of January 11, 2011)

### **Plan Adoption and Zoning Code Text Amendment**

- \*15. Co8-10-06, TRAILS SYSTEM MASTER PLAN AND CONFORMING CODE AMENDMENT

Without objection, this item was removed from the agenda.

### **TRANSPORTATION**

#### **Traffic Resolution**

16. RESOLUTION NO. 2010 - 304, of the Board of Supervisors, permitting the temporary closure of Esperanza Avenue, Lomita Avenue and Plaza Street for the Ajo Rotary Club Christmas Eve Street Parade on December 24, 2010. Staff recommends **APPROVAL**. (District 3)

Motion carried to approve (4-0)

17. **CALL TO THE PUBLIC**

18. **ADJOURNMENT**

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.  
DATE POSTED: 12/8/10  
TIME POSTED: 5:00 p.m.



## **CONSENT CALENDAR, DECEMBER 14, 2010**

THE FOLLOWING ITEM MAY PRESENT A POTENTIAL CONFLICT OF INTEREST FOR SUPERVISOR VALADEZ:

### **1. CONTRACTS**

#### **Pima Health System**

Amendment No. 2, to provide non-emergency transportation services for the term 7/1/10 to 6/30/11 and amend contractual language, no cost:

#### **VENDOR**

#### **CONTRACT NO.**

Southwest Ambulance of Tucson,  
Inc., d.b.a. Kord's Southwest  
Rural/Metro Corporation

07-15-S-139911-0907

07-15-R-139916-0907

Motion carried to approve (3-0), Chairman Valadez abstained from the vote, Supervisor Day absent.

## CONSENT CALENDAR, DECEMBER 14, 2010

### 2. CONTRACTS AND AWARDS

#### A. Community Development and Neighborhood Conservation

1. RESOLUTION NO. 2010 - 300, approving an Intergovernmental Agreement with the Golder Ranch Fire District, to provide for the purchase and installation of four (4) fire hydrants in the Catalina area, Federal Fund, contract amount \$30,000.00 (01-70-G-143590-1010)
2. Drachman Design Build Coalition, Inc., Amendment No. 3, to provide installation of off-site improvements and infrastructure in the public right-of-way for a five (5) unit development known as Lessons from Civano Project for the term 7/1/10 to 6/30/11 and amend contractual language, no cost (03-70-D-139274-0307)
3. City of South Tucson, Amendment No. 1, to provide management and implementation of the Community Development Block Grant Program, extend contract term to 12/31/11 and amend contractual language, no cost (01-70-S-142544-1009)
4. Arizona Children's Association, Amendment No. 1, to provide for the Southern Arizona Center Against Sexual Assault (SACASA) Facility Improvement Project for the term 9/30/10 to 6/20/11 and amend contractual language, no cost (32-70-A-142643-1009)
5. Habitat for Humanity Tucson, Amendment No. 1, to provide for the Marana/Amado Habitat Housing Partnership Agreement for the term 11/1/10 to 10/31/11, no cost (11-70-H-142686-1109)
6. RESOLUTION NO. 2010 - 301, approving Grant Agreement with the U.S. Department of Housing and Urban Development, to provide for the administration of the HOPWA Renewal Project, HUD Performance Grant Fund, contract amount \$1,313,826.00 revenue (02-70-U-143587-0111)

#### B. Community Services, Employment and Training

7. Chicanos Por La Causa, Inc., Amendment No. 3, to provide emergency financial assistance and case management services, CSBG Fund, contract amount \$26,770.00 (07-69-C-141759-0708)
8. Tucson Urban League, Inc., to provide workforce development services for the term 11/1/10 to 10/31/11, U.S. DOL and DES Grant and Other Workforce Funds, contract amount \$50,826.00 (07-69-T-143594-1110)

9. Tucson Youth Development, to provide after school youth activities and after school work experience, for the term 8/1/10 to 5/31/11, U.S. Department of Labor and Arizona Department of Economic Security Grant Funds; contract amount \$241,612.00 (expenditure determined by client eligibility); General Fund, contract amount \$27,000.00; total contract amount \$268,612.00 (07-69-T-143595-0810)
10. DK Advocates, Inc., to provide workforce development services for the term 11/1/10 to 10/31/11, U.S. DOL and DES Grant and Other Workforce Funds, contract amount \$58,427.00 (07-69-D-143596-1110)
11. Tucson Urban League, Inc., to provide after school youth activities and after school work experience, for the term 8/1/10 to 5/31/11, U.S. Department of Labor and Arizona Department of Economic Security Grant Funds; contract amount \$59,906.80 (expenditure determined by client eligibility); General Fund, contract amount \$7,000.00; total contract amount \$66,906.80 (07-69-T-143599-0810)

**C. County Attorney**

12. The Haven, to provide for the implementation of enhancements to the Pima County Drug Court Program and the establishment of a new Drug Treatment Alternative to Prison Program, Department of Health and Human Services/ SAMHSA/CSAT Grant and RICO Special Revenue Funds, contract amount \$400,000.00/3 year term (07-02-H-143588-0910)

**D. Health Department**

13. Marana Unified School District, Amendment No. 5, to provide administration of childhood immunization services for the term 12/5/10 to 12/4/11, no cost (01-01-M-138892-1206)
14. Tucson Unified School District, Amendment No. 1, to provide the administration of childhood immunization services for the term 12/15/10 to 12/14/11, no cost (01-01-T-142558-1209)

**E. Pima Health System**

15. Carondelet Heart and Vascular Institute, Amendment No. 7, to provide hospital services, extend contract term to 11/30/11 and amend contractual language, no cost (18-15-M-138814-1106)
16. General Dentistry for Kids, L.L.C., Amendment No. 3, to provide dental services and amend contractual language, no cost (18-15-G-139783-1107)

17. Children's Dental Clinic of Tucson, L.L.C., Amendment No. 2, to provide dental services, extend contract term to 12/31/11 and amend contractual language, no cost (18-15-C-140441-0108)
18. Evercare Hospice, Inc., Amendment No. 1, to provide hospice services and amend contractual language, PHCS Enterprise Fund, contract amount \$75,000.00 (18-15-E-141842-0309)
19. Creative Networks, L.L.C., d.b.a. Rescare Homecare, Amendment No. 5, to provide non-skilled homecare services and amend contractual language, no cost (07-15-C-142062-0709)
20. Watermark Home Care of Southern Arizona, L.L.C., d.b.a. Watermark at Home, Amendment No. 7, to provide homecare services and amend contractual language, no cost (07-15-S-142114-0709)
21. Arizona Consumer Direct Personal Care, L.L.C., Amendment No. 6, to provide non-skilled homecare services and amend contractual language, no cost (07-15-A-142119-0709)
22. Tucson Medical Center, Amendment No. 2, to provide hospital services, extend contract term to 12/31/11 and amend contractual language, no cost (18-15-T-142766-0509)

**F. Regional Wastewater Reclamation**

23. RESOLUTION NO. 2010 - **302**, approving an Intergovernmental Agreement with the City of Tucson, to provide for the terms and responsibilities for the use and allocation of effluent and reclaimed water in the Conservation Effluent Pool, no cost (01-03-T-143606-1210)

**G. Sheriff**

24. RESOLUTION NO. 2010 - **303**, approving an Intergovernmental Agreement with the Town of Marana, to provide video court for municipal prisoners, General Fund, contract amount \$10,000.00 revenue (01-11-M-143593-1210)

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

**Election Integrity Commission**

Reappointment of Patrick Pecoraro. Term expiration: 12/14/12. (District 2)

4. **SPECIAL TAXING DISTRICT**

Pursuant to A.R.S. §16-642(B), presentation of the certified copy of the official canvass for the November 9, 2010, Flowing Wells Irrigation District Election.

5. **RATIFY AND/OR APPROVE**

Minutes:      October 19, 2010  
                  November 2, 2010

## **ADDENDUM SUMMARY**

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

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

**December 14, 2010 9:00 a.m.**

#### **1. PROCLAMATION/PRESENTATION**

Presentation of a proclamation to Jim Hunter, operator of "Jim's Place," proclaiming December 14, 2010, to be:

"JIM HUNTER DAY IN PIMA COUNTY"

Motion carried to approve (4-0)

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

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

##### **EXECUTIVE SESSION**

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

Public discussion and action may occur on the executive session item listed below during the regularly scheduled meeting.

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. C20093554.

Motion carried to approve County Attorney's Office recommendation (4-0)

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

#### **2. PIMA COUNTY ELECTION INTEGRITY COMMISSION**

RESOLUTION NO. ~~2011~~ **2010- 305**, of the Pima County Board of Supervisors, concerning the support for automated election auditing.

Motion carried to approve (4-0)

3. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

The Pima County Neighborhood Reinvestment Oversight Committee recommends approval of the following Neighborhood Reinvestment Project and authorization for staff to negotiate a future Intergovernmental Agreement, if applicable:

<u>Neighborhood</u>	<u>Project</u>	<u>Estimated Budget</u>
South Tucson Community	Community Garden/Farmers Market	\$220,500.00

Motion carried to approve (4-0)

**DEVELOPMENT SERVICES**

4. **Final Plat with Assurances**

P1208-046, Camino Verde Village, Lots 1 - 388 and Common Areas A and B. (District 3)

Motion carried to approve (4-0)

5. **PROCUREMENT**

UNFINISHED BUSINESS (RM 12/7/10)

**Award**

Low Bid: Award of Contract, Requisition No. 1100432, to Urban Energy Solutions, Inc. (Headquarters: Tempe, AZ) in the amount of \$423,000.00 for the Downtown Relamping Project. The contract is for a nine and a half month period and may be extended for project completion. Funding Source: Energy Efficiency and Conservation Block Grant-American Recovery and Reinvestment Act Funds. Administering Department: Facilities Management.

Motion carried to approve (3-1)

NEW BUSINESS

6. **CONTRACTS AND AWARDS**

A. **Community Development and Neighborhood Conservation**

1. City of Tucson, Amendment No. 1, to provide for the design and construction of the Barrio Hollywood Neighborhood Reinvestment Project and extend contract term to 12/31/11, no cost (01-70-T-139440-0507)

Motion carried to approve (4-0)

**B. Economic Development and Tourism**

2. Tucson Regional Economic Opportunities, Inc., to provide for economic development activities and programs for the term 7/1/10 to 6/30/11, General Fund, contact amount \$350,000.00 (07-71-T-143614-0710)

Motion carried to approve (4-0)

**C. Facilities Management**

3. Community Partnership of Southern Arizona, to provide a ground lease for property located at 2499 E. Ajo Way, General Fund, contract amount \$25.00 revenue/25 year term (04-13-C-143621-1210)

Motion carried to approve (4-0)

**D. Natural Resources, Parks and Recreation**

4. City of Tucson, Amendment No. 1, to provide for the Morris K. Udall Park Sports Fields Improvement Project and amend contractual language, 2004 Bond Fund, contract amount \$222,177.00 decrease (01-05-T-140500-0108)

Motion carried to approve (4-0)

5. City of Tucson, Amendment No. 1, to provide for the Lincoln Park Softball Fields Improvement Project and amend contractual language, 2004 Bond Fund, contract amount \$220,000.00 (01-05-T-140499-0108)

Motion carried to approve (4-0)

6. University of Arizona-Board of Regents, Amendment No. 4, to provide for the Invasive Plant Management, Education and Eradication Coordination Project for the term 8/1/10 to 7/31/11, Arizona Game and Fish Grant Fund, contract amount \$50,000.00 (07-05-A-138448-0806)

Motion carried to approve (4-0)

**E. Office of Court Appointed Council**

7. RESOLUTION NO. 2010 - 306, approving an Intergovernmental Agreement with Mohave County, to provide consultation services for the JustWare Case Management System, Fill-the-Gap Fund, contact amount \$5,000.00 (01-14-M-143610-1210)

Motion carried to approve (4-0)

**F. Office of Strategic Technology Planning**

8. The Nordensson Group, L.L.C., Amendment No. 2, to provide consulting services to assist in the creation of a structure for consistent Pima County media communications and public awareness, extend contract term to 3/18/12 and amend contractual language, Communities Putting Prevention to Work Grant and Various Department Funds, contract amount \$150,000.00 (07-30-N-142442-0909)

Motion carried to approve (4-0)

**G. Pima Health System**

9. Bridgeway Health Solutions of Arizona, L.L.C., to provide for the management of business operations of Pima Health Systems, General Fund, contract amount \$17,000,000.00 (07-15-B-143623-0111)

Motion carried to approve, as amended (4-0)

10. PCOA for All (Pima Council on Aging), to provide homecare/attendant care services to Pima Health System members, PHCS Enterprise Fund, contract amount not to exceed \$3,000,000.00 (07-15-P-143622-1210)

Motion carried to approve (4-0)

**H. Procurement**

11. Motorola, Inc., Amendment No. 1, to provide for the Pima County Wireless Integrated Network Voice Radio System and amend contractual language, no cost (11-14-M-142376-0909) Office of Strategic Technology Planning

Motion carried to approve (3-1)

**Awards**

12. Cooperative Procurement: Award of Contract, Requisition No. 1101207, in a total amount of \$1,052,739.95. This includes an initial acquisition cost of \$889,897.95 that will be amortized in a three year period for VMWare Enterprise Licenses, and an estimated annual maintenance fee of \$79,435.00 for the fourth year, and \$83,407.00 for the fifth year, to Dell (Headquarters: Buffalo Grove, IL). Contract is for a three year term and includes two one year renewal periods. The award includes the authority for the Procurement Director to approve future amendments/renewals without further action by the Board of Supervisors for reasons other than increases in funding. Funding Source: General Fund. Administering Department: Information Technology.

Motion carried to approve (4-0)

\*(**Clerk's Note**: In reference to Regular Agenda Item No. 9-B, Appeal of Procurement Directors Decision.)

- \*13. Low Bid: Award of Contract, Requisition No. 1100485, in the amount of \$2,596,000.00 to the lowest responsive bidder, D. L. Withers Construction, L.C. (Headquarters: Phoenix, AZ) for the Pima County Administration West, Floors 1-3 Tenant Improvements. The contract is for a nine month period and may be extended for project completion. Funding Source: 1997 Bond Fund, \$1,825,000.00; and Facilities Renewal Fund, \$771,000.00. Administering Department: Facilities Management.

Motion carried to approve (4-0)

## 7. **BOARDS, COMMISSIONS AND/OR COMMITTEES**

### A. **Tucson/Pima County Metropolitan Energy Commission**

Reappointments: Tina E. Cook, Erika Roush, Hyman Kaplan, Melissa Miller, Joel Wagner, Vivian Harte and Fargad Moghimi. Term expirations: 11/30/12.

Motion carried to approve (4-0)

### B. **Pima County Parks and Recreation Commission**

Appointment of James L. Mazzocco to replace Gary Davidson, and Thomas J. Drzazgowski to replace Stephanie Maben. Term expirations: 6/30/12. (District 1)

Motion carried to approve (4-0)

### C. **Outside Agency Citizen Review Committee**

Appointment of Steve Huffman to replace Colin Zimmerman. No term expiration. (County Administrator)

Motion carried to approve (4-0)

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

DATE POSTED: 12/10/10

TIME POSTED: 11:30 a.m.