

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

January 18, 2011 9:00 a.m.

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Pastor Gene Chewning, Living Word Assembly of God.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

... **EXECUTIVE SESSION**

(**Clerk's Note:** As of the posting date of 1/11/11, 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

... **FLOOD CONTROL DISTRICT BOARD**

Contract and Award

- A. Dorothy Ruth Gendron, as Alternate Successor Trustee of the Henry J. Saunders III Trust, to provide an Acquisition Agreement for 15 acres of land located at 8989 North Hartman Lane, Tax Parcel No. 221-06-0270, for the Flood Prone Land Acquisition Program, Flood Control District Tax Levy Fund, contract amount not to exceed \$313,200.00 including closing costs (22-59-G-143663-0111)

Motion carried to approve (5/0)

- B. Award of Contracts, Requisition No. 1101088 to Barnett & Shore Contractors, L.L.C. (Headquarters: Tucson, AZ), and C & W Sons Enterprises, Inc. (Headquarters: Litchfield Park, AZ) in the amount of \$250,000.00 each for job order contracts for demolition services. Contracts are for a one year term with the option to extend for four additional one year terms. Funding Source: Flood Control District and Various Department Funds. Administering Department: Regional Flood Control District.

Motion carried to approve (5/0)

... **STADIUM DISTRICT BOARD**

Contract

ISS Facility Services, Amendment No. 6, to provide janitorial services for Outlying "B" Facilities, extend contract term to 11/30/11 and amend contractual language, General and **Stadium District** Funds, contract amount \$950,000.00 (11-13-S-139107-0207) Facilities Management

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 (5/0)

DEVELOPMENT SERVICES

6. **Final Plat with Assurances**

P1208-095, Sunset Mesa, Lots 1-25 and Common Areas A, B, C and D. (District 1)

Motion carried to approve (5/0)

***** HEARINGS *****

FRANCHISE/LICENSE/PERMIT

Liquor License

7. 10-49-9061, Randy D. Nations, Outback Steakhouse 0315, 2240 W. Ina Road, Tucson, Series 12, Restaurant, New License.

Motion carried to approve (5/0)

DEVELOPMENT SERVICES

UNFINISHED BUSINESS (RM 12/14/10)

Zoning Code Text Amendment

8. 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~~

ORDINANCE NO. 2011 - 2

Without objection, this item was continued to 3/8/11

NEW BUSINESS

Type II Conditional Use Permit

9. P21-10-017, CITY OF TUCSON – N. SANDERS ROAD
Request of FRV Tucson Solar, L.L.C., on behalf of the City of Tucson, for a conditional use permit for a solar farm (a.k.a. solar power plant) on property located at 9000 N. Sanders Road in the RH Zone. Chapter 18.97, in accordance with Section 18.13.030.B.35 of the Pima County Zoning Code, allows a solar farm as an “other conditional use which is similar in type, scale and intensity to other listed conditional uses,” subject to a Type II Conditional Use Permit procedure. The Hearing Administrator recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS.** (District 3)

Motion to continue to 4/19/11 (5/0)

10. **Rezoning Ordinance**

ORDINANCE NO. 2011- **3**, Co9-10-01, De Grazia Company, L.L.C. - Sabino Canyon Road Rezoning. Owners: J. DeGrazia Company, L.L.C. (District 1)

Motion carried to approve (5/0)

TRANSPORTATION

11. **Traffic Resolution**

RESOLUTION NO. 2011- **17**, of the Pima County Board of Supervisors, permitting the temporary closure of Malacate Street in the Town of Ajo, Arizona, for the Desert Senita Community Health Fair on January 29, 2011. Staff recommends **APPROVAL.** (District 3)

Motion carried to approve (5/0)

12. **CALL TO THE PUBLIC**

13. **ADJOURNMENT**

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

DATE POSTED: 1/11/11

TIME POSTED: 5:00 p.m.

CONSENT CALENDAR, JANUARY 18, 2011

1. **CONTRACTS AND AWARDS**

A. **Community Development and Neighborhood Conservation**

1. International Sonoran Desert Alliance, Amendment No. 1, to provide for the Ajo Curley School Building Improvements, extend contract term to 6/30/11 and amend contractual language, no cost (32-70-I-142621-1009)

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

2. RESOLUTION NO. 2011- 16, approving an Intergovernmental Agreement with Santa Cruz County, to provide administration services for the Green Workforce Investment Project for the term 1/1/10 to 3/31/13, U.S. Department of Labor Grant Fund, contract amount \$20,000.00 (01-69-S-143667-0110)
3. Pima Association of Governments (PAG), to provide youth work skill activities in the production of public artwork, PAG Fund, contract amount \$125,000.00 revenue/4 year term (07-69-P-143666-1210)

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

4. City of Tucson, Amendment No. 2, to provide for the Pantano River Park and amend scope of work, RTA Fund, contract amount \$1,201,175.00 (01-05-T-138306-0806)

D. **Office of Emergency Management and Homeland Security**

5. Arizona Department of Homeland Security, Amendment No. 1, to provide for the South Region Training and Exercise Program for the term 10/1/10 to 9/30/11, no cost (02-01-A-142610-1009)
6. Arizona Department of Homeland Security, Amendment No. 1, to provide for emergency planning for the term 10/1/10 to 9/30/11, no cost (02-01-A-142611-1009)
7. Arizona Department of Homeland Security, Amendment No. 1, to provide for the Tucson Urban Area Security Initiative Training and Exercise Program, Federal and State Funds, contract amount \$105,000.00 decrease (02-79-A-143558-1010)

E. **Pima Health System**

8. Arizona Oral & Maxillofacial Surgeons, P.L.L.C., Amendment No. 1, to provide dental and oral surgery services and amend contractual language, no cost (18-15-A-142381-1109)

9. Haven Behavioral Services of Tucson, L.L.C., d.b.a. Sonora Behavioral Health Hospital, to provide psychiatric hospital services, PHCS Enterprise Fund, contract amount not to exceed \$2,000,000.00/2 year term (07-15-H-143665-0111)

F. Procurement

10. ISS Facility Services, Amendment No. 6, to provide janitorial services for Outlying "B" Facilities, extend contract term to 11/30/11 and amend contractual language, **General** and Stadium District Funds, contract amount \$950,000.00 (11-13-S-139107-0207) Facilities Management
11. A & K Transportation, Inc., d.b.a. Handicar, Amendment No. 4, to provide transportation services for special needs passengers and amend contractual language, no cost (11-04-A-141667-0209) Transportation

Awards

12. Award of Contracts, Requisition No. 1101088 to Barnett & Shore Contractors, L.L.C. (Headquarters: Tucson, AZ), and C & W Sons Enterprises, Inc. (Headquarters: Litchfield Park, AZ) in the amount of \$250,000.00 each for job order contracts for demolition services. Contracts are for a one year term with the option to extend for four additional one year terms. Funding Source: Flood Control District and **Various Department Funds**. Administering Department: Regional Flood Control District.
13. Low Bid: Award of Contract, Requisition No. 1100806, in the amount of \$959,964.00 (Lump Sum Bid) to the lowest responsive bidder, The Ashton Company, Inc. (Headquarters: Tucson, AZ) for construction of the Ina Road Biological Nutrient Removal Activated Sludge Facility Process Air Improvements Project. Funding Source: Energy Efficiency and Conservation Block Grant-American Recovery and Reinvestment Act Fund, \$466,462.00; RWRD Obligations, \$493,502.00. Administering Department: Regional Wastewater Reclamation Department.

G. Regional Wastewater Reclamation

14. Avra Gro Systems, Inc., Amendment No. 5, to provide for the Biosolids Management Program and amend contractual language, no cost (11-03-A-132995-0703)
15. City of Tucson, Amendment No. 4, to provide for the Household Hazardous Waste Collection Program, RWRD Enterprise Fund, contract amount \$250,000.00 (01-03-T-135701-0205)

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

Tucson-Pima County Metropolitan Energy Commission

Appointment of Katherine Weingartner to replace Richard Michal. Term expiration: 11/30/12. (Commission Recommendation)

3. **SPECIAL EVENT LIQUOR LICENSE APPROVED PURSUANT TO RESOLUTION NO. 2002-273**

William Dean Woodruff, Knights of Columbus Council 12696, 300 N. Tanque Verde Loop Road, Tucson, January 29, 2011.

FINANCE AND RISK MANAGEMENT

4. **Duplicate Warrants – For Ratification**

Edward Diaz	\$ 18.95
Arizona Rural Human Services Network	\$ 1,448.94

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

January 18, 2011 9:00 a.m.

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... STADIUM DISTRICT BOARD

- A. RESOLUTION NO. 2011- SD 1, of the Pima County Stadium District Board of Directors, approving and authorizing the renaming of Tucson Electric Park to Kino Veterans Memorial Stadium.

Motion carried to approve (5/0)

B. **Contract**

Pima County Sports and Tourism Authority (PCSTA), Amendment No. 3, to provide for PCSTA activities, authorize PCSTA to administer the Facilities Use Agreement with Tucson AAA Baseball, extend contract term to 10/31/11 and amend contractual language, no cost (01-71-P-141887-0708)

Motion carried to approve (5/0)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

1. FINANCE AND RISK MANAGEMENT

RESOLUTION NO. 2011- 18, authorizing the issuance and sale of Pima County Arizona Sewer Revenue Refunding Bonds; authorizing the execution and delivery of a bond indenture and a refunding agreement in connection with such bonds; providing for the payment of such bonds; providing for the terms, covenants and conditions concerning such bonds; confirming the sale of such bonds to the purchaser thereof; authorizing and directing the execution and delivery of a bond purchase agreement and other documents and the redemption or prepayment of outstanding bonds and obligations; authorizing the preparation and use of an official statement in connection with the sale of such bonds; appointing a bond trustee and a depository trustee for such bonds; and authorizing and directing actions relating to the issuance of such bonds and the refinancing of outstanding bonds and obligations and amendments to a Series 2010 Purchase Agreement and WIFA loan agreements.

Motion carried to approve (5/0)

2. **PROCUREMENT**

Appeal of Procurement Director Decisions

UNFINISHED BUSINESS (RM 12/14/10 and RM 1/11/11)

- 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.

Motion carried to deny the appeal (5-0)

*(**Clerk's Note**): Consideration of this item is to be consolidated with the above item A.)

UNFINISHED BUSINESS (RM 1/11/11)

- *B Pursuant to Pima County Code Section 11.20.010(J), EPCOR United Water, L.L.C. (EPCOR), represented by Warner Angle Hallam Jackson and Formanek, P.L.C., appeals the decision of the Procurement Director to deny EPCOR's December 17, 2010 protest of the award to CH2M-Hill of the contract for the Water Reclamation Campus Design-Build-Operate Project, Solicitation 0901346, Pima County Contract No. 34-03-C-143624-1210.

Motion carried to deny the appeal (5-0)

NEW BUSINESS

3. **PROCUREMENT**

Contracts

A. **Economic Development and Tourism**

1. Pima County Sports and Tourism Authority (PCSTA), Amendment No. 3, to provide for PCSTA activities, authorize PCSTA to administer the facilities use agreement with Tucson AAA Baseball, extend contract term to 10/31/11 and amend contractual language, no cost (01-71-P-141887-0708)
2. MC Motor Sports Park, Inc., to provide for the administration and operation of the Pima Motor Sports Park, for a 15 year term, no cost (11-71-M-143688-0111)

Motion carried to approve (5/0)

B. Natural Resources, Parks and Recreation

3. Marana Health Center, Inc., to provide a Lease Agreement for property located at 1660 W. Ruthrauff Road for the Flowing Wells Medical and Dental Clinic, contract amount \$24,000.00/5 year term-revenue (04-05-M-143693-0111)

Motion carried to approve (5/0)

4. BOARDS, COMMISSIONS AND/OR COMMITTEES

A. Pima County Board of Health

Reappointment of Vincent A. Fulginiti, M.D. and Bradley G. Brumm, D.D.S. Term expirations: 6/30/15. (District 1)

B. Library Advisory Board

Appointment of Clarisa Barcelo to fill the unexpired term of Marty Moreno. Term expiration: 6/30/13. (District 2)

C. Outside Agency Review Committee

Appointment of Mary Soltero to replace Michael Lundin. No term expiration. (District 2)

D. Planning and Zoning Commission

Appointment of Vicki Cox Golder to fill the unexpired term of M. Jo Smith. Term expiration: 6/19/13. (District 1)

Motion carried to approve (5/0)

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

DATE POSTED: 1/13/11

TIME POSTED: 11:00 a.m.