

**MEETING SUMMARY REPORT - THE MINUTES WILL BE POSTED
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SUPERVISORS**

**Pima County Board of Supervisors' Meeting
130 W. Congress St., Hearing Room, 1st Fl.
March 15, 2016 9:00 a.m.**

1. ROLL CALL

2. INVOCATION

To be offered by Pastor LaBryant Friend, Mt. Calvary Mission Baptist Church.

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

PRESENTATION

- 5. Chuck Catino Community Leadership Award**
Presentation of the Chuck Catino Community Leadership Award to Weldon James (Jim) Brewer, President of the BAJA Sporting Club, Inc. (District 4)

approve

PRESENTATION/PROCLAMATION

- 6.** Presentation of a proclamation to Jay Young, Executive Director, Southwest Fair Housing Council, proclaiming the month of April, 2016 to be: "FAIR HOUSING MONTH"

approve

7. CALL TO THE PUBLIC

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

8. **Riparian Habitat Mitigation**
Staff requests approval of a Riparian Habitat Mitigation Plan and in-lieu fee proposal of \$11,700.00 for property located at 6500 S. Old Spanish Trail, within Xeroriparian Class C Riparian Habitat. (District 4)
- approve

SITTING AS THE BOARD OF SUPERVISORS

COUNTY ADMINISTRATOR

10. **UNFINISHED BUSINESS (2/16/16)**
Use of General Fund Repayment from the Development Services Enterprise Fund
Staff requests direction regarding the use of Development Services Enterprise Fund repayments to the County's General Fund.
- without objection, direction provided

DEVELOPMENT SERVICES

11. **Final Plat Without Assurances**
P07FP10043, Oracle Medical Plaza Condominiums Phase II, Units 15-32, 41, and 42, Common Elements "C", "D", "E", and Limited Common Elements. (District 1)
- approve

***** HEARINGS *****

FRANCHISE/LICENSE/PERMIT

12. **Hearing - Liquor License**
12104418, Deborah E. Tenino, Contigo Latin Kitchen, 3770 E. Sunrise Drive, Tucson, Series 12, Restaurant, New License.
- approve

13. **Hearing - Fireworks Permit**
Michelle Schuyler, Skyline Country Club, 5200 E. Saint Andrew Drive,
Tucson, April 15, 2016 at 9:00 p.m.

approve

14. **Hearing - Fireworks Permit**
Michelle Schuyler, Skyline Country Club, 5200 E. Saint Andrew Drive,
Tucson, March 18, 2016 at 9:00 p.m.

approve

15. **Hearing - Fireworks Permit**
Raynu Fernando, Oasis at Wild Horse Ranch, 6801 N. Camino Verde,
Tucson, March 25, 2016 at 6:30 p.m.

deny

16. **Hearing - Fireworks Permit**
Michelle Schuyler, Skyline Country Club, 5200 E. Saint Andrew Drive,
Tucson, April 8, 2016 at 9:00 p.m.

approve

HEALTH

17. **Hearing - Code Text Amendment**
ORDINANCE NO. 2016 - 15, of the Board of Supervisors, relating to
animals; amending Pima County Code Chapter 6.04.100, Advisory
Committee, to modify the membership and its purpose.

approve as amended

DEVELOPMENT SERVICES

18. **Hearing - Rezoning Closure/Time Extension**
A. Rezoning Closure
Co9-03-03, LAWYERS TITLE OF ARIZONA, INC. 7638-T - LA
CHOLLA BOULEVARD REZONING
Proposal to close Co9-03-03, a 7.63-acre rezoning from SR
(Suburban Ranch) to CR-5 (Multiple Residence) located on the
northeast corner of La Cholla Boulevard and Old Magee Trail. The
rezoning was conditionally approved in 2006 and expired on
January 17, 2011. Staff recommends **AGAINST CLOSURE**.
(District 1)

B. Rezoning Time Extension

Co9-03-03, LAWYERS TITLE OF ARIZONA, INC. 7638-T - LA
CHOLLA BOULEVARD REZONING

Request of Landmark Title TR 18261, represented by The Planning Center, for two consecutive five-year time extensions, one of which is retroactive to the January 17, 2011 expiration date, for the above-referenced rezoning from SR (Suburban Ranch) to CR-5 (Multiple Residence). The subject site was rezoned in 2006. The site is approximately 7.63 acres located on the northeast corner of La Cholla Boulevard and Old Magee Trail. Staff recommends **APPROVAL OF TWO CONSECUTIVE FIVE-YEAR TIME EXTENSIONS SUBJECT TO ORIGINAL AND MODIFIED STANDARD AND SPECIAL CONDITIONS.** (District 1)

approve

19.

Hearing - Modification (Substantial Change) of Rezoning Conditions

Co9-78-32, MATYI - SWAN ROAD REZONING

Request of River and Swan Homes, L.L.C., represented by SBBL Architecture and Planning, L.L.C., for a modification (substantial change) of the following rezoning conditions:

- No. 1A which requires that no more than three parcels be created. The applicant requests to waive the condition and proposes four parcels.
- No. 1B which requires that each parcel be a minimum of 43,560 square feet, exclusive of easements, rights-of-way, etc. The applicant requests to waive this requirement and proposes parcels in excess of 43,560 square feet, inclusive of easements.

The subject site is 4.55 acres zoned CR-1 and is located on the west side of Swan Road approximately one-fourth mile north of River Road. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Holdridge, Cook and Bain were absent) to recommend **APPROVAL SUBJECT TO MODIFIED CONDITIONS.** Staff recommends **APPROVAL SUBJECT TO MODIFIED CONDITIONS.** (District 1)

Meeting date: 4/19/2016

continue

20.

Hearing - Rezoning Ordinance

ORDINANCE NO. 2016 - **16**, Co9-09-11, Kolan Family Trust - River Hills Drive No. 2 Rezoning (Zoning Plan). Owner: Landmark Title TR 18367T. (District 1)

approve

21. **Hearing - Rezoning Ordinance**
ORDINANCE NO. 2016 - **17**, P15RZ00007, Estate of Emily Stowell
Stratton - W. Anklam Road Rezoning. Owner: Estate of Emily Stowell
Stratton. (District 5)

approve

22. **Hearing - Rezoning Resolution**
RESOLUTION NO. 2016 - **18**, Co9-03-32, Lee, et al. - Orange Grove
Road Rezoning. Owner: Lee Tony and Bella Family TR 3/4 and Lee
Gregory and Julia Family TR 1/4. (District 1)

approve

23. **Hearing - Rezoning Resolution**
RESOLUTION NO. 2016 - **19**, Co9-05-24, Catalano, et al. - Mona Lisa
Road Rezoning. Owner: Catalano Family Revocable Trust. (District 1)

approve

24. **Hearing - Code Text Amendment**
ORDINANCE NO. 2016 - **18**, of the Board of Supervisors, relating to
transportation and zoning; adopting a new Subdivision and
Development Street Standards Manual; and amending Pima County
Code Chapter 10.44 (Construction in County Rights-of-Way), Section
10.44.020, to add a new Subsection D relating to applicability of the
SDSS to permits, amending 18.69 (Subdivision Standards), Section
18.69.060(E), (F), related to interpretations and modifications of the
SDSS by the County Engineer and chief Building Official, and Chapter
18.71 (Development Plan Standards), Section 18.71.030
(Development Plan Standards), to clarify applicability of the SDSS;
and to conform the chapters to the SDSS.

approve

TRANSPORTATION

25. **Hearing - Traffic Resolution**
RESOLUTION NO. 2016 - **20**, of the Board of Supervisors, permitting
the temporary closure of portions of La Cañada Drive from Calle
Concordia to Rancho Feliz Drive and portions of Calle Concordia from
La Cañada Drive to Calle Loma Linda in Pima County, Arizona, for the
Oro Valley Sprint Triathlon/Duathlon on Saturday, March 26, 2016.
Staff recommends **APPROVAL**. (District 1)

approve

26.

Hearing - Traffic Resolution

RESOLUTION NO. 2016 - 21, of the Board of Supervisors, permitting the temporary closure of portions of La Cañada Drive from Calle Concordia to Rancho Feliz Drive and portions of Calle Concordia from La Cañada Drive to Calle Loma Linda in Pima County, Arizona, for the Oro Valley Sprint Triathlon/Duathlon on Saturday, July 2, 2016. Staff recommends **APPROVAL**. (District 1)

approve

27.

ADJOURNMENT

ADDENDUM 1

EXECUTIVE SESSION

1. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding proposed settlement in Pima County v. Conrad Willis, et al., Pima County Superior Court Case No. C20155601.

accept the recommendation

COUNTY ADMINISTRATOR

2. (UNFINISHED BUSINESS 2/16/16)

Parental Leave

To continue the discussion/direction on paid parental leave.

approve as amended

SHERIFF

3. **2017 Grant Proposal**
RESOLUTION NO. 2016 - 22, of the Board of Supervisors, approving and authorizing submission of a grant proposal to the Governor's Office of Highway Safety for DUI Enforcement in the amount of \$272,347.00.

approve

REAL PROPERTY

4. **Quit Claim Deed**
Quit Claim Deed to Linda Vista 20 Limited Partnership, all rights, title and interest for a triangular-shaped parcel of land at the intersection of Shannon Road and Linda Vista Road, located within Section 21, T12S, R13E, G&SRM, Tax Parcel No. 225-04-014G, Pima County, Arizona. (District 1)

approve

5. **Condemnation**
RESOLUTION NO. 2016 - 23, of the Board of Supervisors, authorizing the Pima County Attorney to condemn real property interests where necessary for the Cortaro Farms: Camino De Oeste to Thornydale Project in Section 25, T12S, R12E and Section 30, T12S, R13E, G&SRM. (District 1)

approve

6. **Condemnation**
RESOLUTION NO. 2016 - 24, of the Board of Supervisors, authorizing the Pima County Attorney to condemn real property interests where necessary for the North Rillito Interceptor in Section 25, T13S, R14E and Section 32, T13S, R15E, G&SRM. (District 1)

approve

CONTRACT AND AWARD

ECONOMIC DEVELOPMENT AND TOURISM

7. Southern Arizona Raceway, L.L.C., Amendment No. 2, to provide the Southeast Regional Park Raceway lease and amend contractual language, no cost (CTN-ED-14-150)

approve

FACILITIES MANAGEMENT

8. City of Tucson, to provide a public water line to serve the World View Enterprises site, contract amount \$329,000.00 revenue (CTN-FM-16-121)

approve

HEALTH

9. LexisNexis VitalCheck Network, Inc., Amendment No. 3, to provide for the Vital Records Processing Program, extend contract term to 1/31/18 and amend contractual language, no cost (CTN-HD-13-241)

approve

PROCUREMENT

10. **Award**
Amendment of Award: Master Agreement No. MA-PO-15-156, KONE, Inc., for elevator maintenance & repair services, increase amount by \$350,000.00 to a cumulative amount of \$900,000.00 to cover the cost of modernization project at 97 E. Congress. Funding Source: General Fund. Administering Department: Facilities Management.

approve

11. TEKsystems, Inc., Amendment No. 3, to provide staffing services, extend contract term to 4/8/17 and amend contractual language, no cost (MA-PO-13-433) Information Technology

approve

12. CGI Technologies and Solutions, Inc., Amendment No. 3, to provide software and upgrade services for the ERP System Project, amend contractual language and scope of services, Risk Management Internal Service and Health Department Special Revenue Funds, contract amount \$250,000.00 (MA-PO-B507308-BC) Information Technology

remove from the agenda

REAL PROPERTY

13. State of Arizona, Arizona State Land Department, Amendment No. 1, to provide a commercial lease for the Mildred Peak PCWIN tower site, extend contract term to 10/14/25 and amend contractual language, OEM Fund, contract amount \$24,000.00/10 year term (CT-IT-13-616)

approve

14. Verizon Wireless (VAW), L.L.C., Amendment No. 2, to provide a site-specific supplemental agreement for wireless communication facilities located at South Camino Alegre and West Los Reales, contract amount \$58,019.12 revenue (CTN-IT-15-107)

approve

SCHOOL SUPERINTENDENT

15. Arizona Supreme Court, to provide for the Pima Accommodation District, contract amount \$110,242.33 revenue (CTN-SS-16-120)

approve

BOARD, COMMISSION AND/OR COMMITTEE

16. **Board of Health**
Reappointments of Paul Horwitz and Gail Smith. Term expirations: 6/30/19. (District 3)
approve
17. **Board of Adjustment, District 5**
Appointment of Hector Campoy, to replace Roger C. Wolf. Term expiration: 8/31/17.

approve

CONSENT CALENDAR

Approval of the Consent Calendar

see items below

CONTRACT AND AWARD

Community Development and Neighborhood Conservation

1. Catholic Community Services of Southern Arizona, Inc., Amendment No. 1, to provide for the Casa Alitas and Merilac Lodge Facility Improvements, CDBG/Transitional/Permanent Housing Repair Program and amend scope of work, HUD/CDBG Fund, contract amount \$15,000.00 (CT-CD-16-193)
approve on the Consent Calendar
2. Community Food Bank of Southern Arizona, Inc., to provide for the transfer of Ajo Walk-In Cooler and Food Distribution Activities CDBG Facility Improvements Project, no cost (CTN-CD-16-67)
approve on the Consent Calendar

Community Services, Employment and Training

3. Portable Practical Education Preparation, Inc., Amendment No. 2, to provide behavioral health counseling services, extend contract term to 3/31/17 and amend contractual language, no cost (CT-CS-14-360)
approve on the Consent Calendar

County Attorney

4. Errol L. Montgomery & Associates, Inc., Amendment No. 3, to provide professional consultation services and extend contract term to 3/24/17, no cost (CT-FN-14-402)
approve on the Consent Calendar

Health

5. Arizona Department of Health Services, Amendment No. 2, to provide for the Arizona Medical Marijuana Initiative - Proposition 203 Program and amend contractual language, contract amount \$75,000.00 revenue (CTN-HD-14-164)
approve on the Consent Calendar
6. Cochise County and Cochise County Superior Court, to provide for the Restoration to Competency Program, contract amount \$30,000.00 per detainee revenue through 12/31/16 and \$39,000.00 per detainee revenue effective 1/1/17 (CTN-OMS-16-118)
approve on the Consent Calendar

Natural Resources, Parks and Recreation

7. Tucson Audubon Society, Amendment No. 1, to provide for a nature shop at Roy P. Drachman - Agua Caliente Park, extend contract term to 4/30/17 and amend contractual language, no cost (CTN-PR-15-136)
approve on the Consent Calendar

Procurement

8. The Ashton Company, Inc., Borderland Construction Company, Inc. and KE&G Construction, Inc., to provide a job order master agreement for wastewater reclamation facilities construction services, RWRD Obligation and RWRD General Operation and Maintenance Funds, contract amount \$5,000,000.00 (MA-PO-16-248) Regional Wastewater Reclamation
approve on the Consent Calendar
9. WestLand Resources, Inc., Amendment No. 2, to provide for the Continental Ranch Regional Pump Station Upgrade Design Project, amend contractual language and scope of work, RWRD Obligation Fund, contract amount \$105,000.00 (CT-WW-13-830) Regional Wastewater Reclamation
approve on the Consent Calendar

Public Works Administration

10. City of South Tucson, to provide for the El Paso Southwestern Greenway, City of South Tucson Segment Improvement Project, no cost (CTN-TR-16-117)
approve on the Consent Calendar
11. Tucson/Pima Arts Council, Amendment No. 2, to provide management of the Pima County Public Art Program, extend contract term to 6/30/17 and amend contractual language, Various Funds, contract amount \$104,280.00 (CT-PW-12-1511)
approve on the Consent Calendar

GRANT APPLICATION/ACCEPTANCE

12. **Acceptance - Health**
Arizona Department of Health Services, Amendment No. 2, to provide for the Commodity Supplemental Food Program/Senior Farmer's Market Nutrition Program, USDA Fund, \$2,724.00 (GTAM 16-53)
approve on the Consent Calendar

BOARD, COMMISSION AND/OR COMMITTEE

13. **Metropolitan Energy Commission**
Appointments of Robert Neifert and Paul Durham, to fill the vacancies created by Norma Gutierrez and Henry J. Krzysik, Jr. Term expirations: 11/30/16. (Commission recommendations)
approve on the Consent Calendar

SPECIAL EVENT LIQUOR LICENSE/TEMPORARY EXTENSION OF PREMISES/ PATIO PERMIT APPROVED PURSUANT TO RESOLUTION NO. 2015-64

14. **Special Event**
Rosa Cohen, Congregation Bet Shalom, 3881 E. River Road, Tucson, March 20, 2016.
approve on the Consent Calendar
15. **Special Event**
Cheryle L. Gomez, St. Elizabeth Ann Seton School, 8650 N. Shannon Road, Tucson, April 23, 2016.
approve on the Consent Calendar
16. **Special Event**
Craig S. Ivanyi, Arizona-Sonora Desert Museum, 2021 N. Kinney Road, Tucson, April 24, 2016.
approve on the Consent Calendar
17. **Special Event**
Daniel Adam Moxley, Diaper Bank of Southern Arizona, Westin La Paloma Resort, 3800 E. Sunrise Drive, Tucson, May 13, 2016.
approve on the Consent Calendar
18. **Special Event**
Marcel Dabdoub, Casa Hogar Madre Conchita Foundation, Plaza Colonial, 2870 E. Skyline Drive, Tucson, April 23, 2016.
approve on the Consent Calendar
19. **Special Event**
Marvin Richard Hass, Rotary Club of Green Valley, AZ, GVR West Center, 1111 S. Via Arcoiris, Green Valley, April 9, 2016.
approve on the Consent Calendar

ELECTIONS

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

RESIGNATION-PRECINCT-PARTY
Anne M. Crews-193-DEM

APPOINTMENT-PRECINCT-PARTY

Lily J. Blitzler-013-DEM; Rosann Muller-013-DEM; Kathleen M. Kennedy-021-DEM; Karen R. Dinius-023-DEM; Nathan J. Nelson-023-DEM; Pauline E. Malcolm-040-DEM; Victoria L. Steele-055-DEM; Jacarlte J. Garcia-062-DEM; John D. Kautz-063-DEM; Maryon L. Rocha-064-DEM; Sheila R. Yamanaka-068-DEM; Sierra R. Yamanaka-068-DEM; Marcia L. Albert-082-DEM; Danielle S. Fitzmeyer-147-DEM; Lee R. Foulkes-157-DEM; M. Katherine Davin-168-DEM; Barbara J. Lafferty-168-DEM; Carol D. Christ-193-DEM; Darsi J. Aldrich-210-DEM; Leslie Fromm-243-DEM; J. Demara-116-REP; Kenneth F. Moyes-224-REP; David J. Bergeron-056-LBT
approve on the Consent Calendar

21.

Polling Places

Pursuant to A.R.S. §16-411, designation of polling places for the May 17, 2016 Special Statewide Election.
approve on the Consent Calendar

REGIONAL WASTEWATER RECLAMATION

22.

Public Announcement

Pursuant to A.R.S. §49-391(C), a public comment period of 30 days must occur before any Pretreatment Consent Decree or Negotiated Settlement Agreement is made final. The Public Information Enforcement File for the following case will be made available for public review or copies may be obtained for \$.35 per page at the Public Works Building, Regional Wastewater Reclamation Department's reception desk, 201 North Stone, 8th Floor, Tucson, Arizona, 85701. Comments will be taken for the next thirty days and written comments may be sent to Industrial Wastewater Control, 2955 W. Calle Agua Nueva, Tucson, Arizona 85745-9750. If sufficient interest is expressed, a public hearing may be held by the Board of Supervisors. After the comment period, the Board of Supervisors will vote on acceptance of the following Settlement Agreement:

RA Sushi Tucson Corporation, Case No. C2015-D-009. The proposed settlement in which RA Sushi will retain its discharge permit and monitor discharge on a quarterly basis; pay the \$2,400.00 penalty for exceeding the oil and grease limitations and for failing to notify Industrial Waste Control of the exceedance; and the attendance of Pollution Prevention School is in accordance with the Industrial Wastewater Enforcement Response Plan.

approve on the Consent Calendar

RATIFY AND/OR APPROVE

23.

Minutes: February 16, 2016

approve on the Consent Calendar