

**MEETING SUMMARY REPORT - THE MINUTES WILL BE POSTED
AT www.pima.gov/cob AFTER APPROVAL BY THE BOARD OF
SUPERVISORS**

**Pima County Board of Supervisors' Meeting
130 W. Congress St., Hearing Room, 1st Fl.
February 18, 2014 9:00 a.m.**

1. ROLL CALL

2. INVOCATION

To be offered by Father Steve Keplinger, Grace St. Paul's Episcopal Church.

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

EXECUTIVE SESSION

5. Call to the Public (for Executive Session items only)

EXECUTIVE SESSION

- 6.** Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of ADG Ajo, L.L.C. v. Pima County, Tax Court Case No. ST2013-000527, Tax Parcel No. 212-50-0080 for tax year 2013.

accept the recommendation

- 7.** Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of Madera Associates Group, L.L.C. v. Pima County, Tax Court Case No. ST2013-000526, Tax Parcel Nos. 119-02-027H and 119-02-0740 for tax years 2013 and 2014.

accept the recommendation

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

8. **Contract**
Sonoran Institute, Amendment No. 1, to provide for the Wetlands Protection Development - Lower Santa Cruz River Project and amend scope of work, EPA Grant Fund (97%) and Flood Control Tax Levy Fund (3%), contract amount \$6,000.00 (CT-FC-13-462)

approve

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

COUNTY ADMINISTRATOR

11. **Pavement Preservation Project Allocations and Funding Approvals**
Staff requests direction regarding expending the balance of the General Fund Pavement Repair Program approved by the Board and budget adoption for Fiscal Year 2013/14.

approve as directed

12. **Classification and Compensation**
Development Services requests approval to create the following new classifications, associated costs will be borne by the department from within its current budget:

Class Code/Class Title/ Grade Code (Range)/ EEO Code/ FLSA Code

2618/ Zoning & Building Code Enforcement Inspector/ 51 (\$46,611-\$68,962)/ 1/ NE*

2622/ Zoning & Building Code Enforcement Supervisor/ 56 (\$52,478-\$77,708)/ 1/ E**

*NE = Not Exempt (paid overtime)

**E = Exempt (not paid overtime)

approve

***** HEARINGS *****

BOARD OF SUPERVISORS

13. **Appeal of Review Officer's Decision**
Pursuant to Board of Supervisor's Policy D 22.10, Russell R. Murphy, representing the Russell R. Murphy 401K Profit Sharing Plan f.b.o. Russell R. Murphy, appeals the decision of the Review Officer regarding the classification of Tax Parcel No. 108-12-5270 for tax year 2014.

uphold decision

CLERK OF THE BOARD

14. **Proposed Redington Water Conservation District**
A. Pursuant to A.R.S. §48-2909, hearing on the petition to establish the proposed Redington Water Conservation District and determination of boundaries.
B. RESOLUTION NO. 2014 - **13**, of the Pima County Board of Supervisors, calling an election on a petition to establish the Redington Water Conservation District.

no Board action taken

FRANCHISE/LICENSE/PERMIT

15. **Fireworks Permit**
Denese Veek, Caterpillar, Inc., Tinaja Hills Training Facility, 5000 W. Caterpillar Trail, Green Valley, March 1 through March 7, 2014, at 8:00 p.m.

approve

16. **Extension of Premises/Patio Permit**
Donald James Royer, Tucson International Airport Fly Bar, 7250 S. Tucson Boulevard, Tucson, Permanent Extension of Premises.

approve

DEVELOPMENT SERVICES

17. UNFINISHED BUSINESS (11/19/13 and 1/21/14)
Comprehensive Plan Amendment
Co7-13-03, LAWRENCE C. LEUNG, INC. - N. THORNYDALE ROAD
PLAN AMENDMENT
Request of Lawrence C. Leung, Inc., represented by Jim Portner,
Projects International, Inc., to amend the Pima County Comprehensive
Plan from Low Intensity Urban 0.3 (LIU 0.3) and Resource Transition
(RT) to Neighborhood Activity Center (NAC) and Medium Intensity
Urban (MIU) for approximately 18.01 acres located on the southeast
corner of N. Thornydale Road and W. Linda Vista Boulevard, in
Section 20, T12S, R13E, in the Northwest Subregion. On motion, the
Planning and Zoning Commission voted 4-3 (Commissioners Richey,
Bain and Johns voted "Nay," Commissioners Poulos, Holdridge and
Membrila were absent) to recommend **DENIAL**. Staff recommends
APPROVAL SUBJECT TO REZONING POLICIES. (District 1)

approve as amended

18. UNFINISHED BUSINESS (11/19/13 and 1/21/14)
Comprehensive Plan Amendment
Co7-13-04, PACIFIC INTERNATIONAL PROPERTIES, L.L.P. - N.
THORNYDALE ROAD PLAN AMENDMENT
Request of Pacific International Properties, L.L.P., represented by Jim
Portner, Projects International, Inc., to amend the Pima County
Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) to
Neighborhood Activity Center (NAC) and Medium Intensity Urban
(MIU) for approximately 54.95 acres located on the northwest corner of
N. Thornydale Road and W. Cortaro Farms Road, in Section 30,
T12S, R13E, in the Northwest Subregion. On motion, the Planning
and Zoning Commission voted 4-3 (Commissioners Richey, Bain and
Johns voted, "Nay," Commissioners Poulos, Holdridge and Membrila
were absent) to recommend **DENIAL**. Staff recommends **APPROVAL**
SUBJECT TO REZONING POLICIES. (District 1)

approve as amended

19. UNFINISHED BUSINESS (11/19/13 and 1/21/14)
Comprehensive Plan Amendment
Co7-13-05, MANDARIN ASSOCIATES - N. THORNYDALE ROAD
PLAN AMENDMENT
Request of Mandarin Associates, represented by Jim Portner, Projects
International, Inc., to amend the Pima County Comprehensive Plan
from Low Intensity Urban 0.3 (LIU 0.3) and Resource Transition (RT)
to Medium Intensity Urban (MIU) for approximately 17.77 acres located
at the northwest corner of N. Thornydale Road and W. Magee Road,
in Section 30, T12S, R13E, in the Northwest Subregion. On motion,
the Planning and Zoning Commission voted 4-3 (Commissioners

Richey, Bain and Johns voted “Nay,” Commissioners Poulos, Holdridge and Membrila were absent) to recommend **DENIAL**. Staff recommends **APPROVAL SUBJECT TO REZONING POLICIES**. (District 1)

approve as amended

20.

UNFINISHED BUSINESS (11/19/13 and 1/21/14)

Comprehensive Plan Amendment

Co7-13-06, HARDY-THORNYDALE I ASSOCIATES, ET AL. - W. HARDY ROAD PLAN AMENDMENT

Request of Hardy-Thornycastle I Associates, et al., represented by Jim Portner, Projects International, Inc., to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) to Medium Intensity Urban (MIU) for approximately 30.0 acres located on the south side of W. Hardy Road, approximately 1,300 feet east of N. Thornycastle Road, in Section 29, T12S, R13E, in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 6-1 (Commissioner Richey voted “Nay,” Commissioners Poulos, Holdridge and Membrila were absent) to recommend **DENIAL**. Staff recommends **APPROVAL SUBJECT TO REZONING POLICIES**. (District 1)

approve as amended

21.

Rezoning

Co9-13-09, TITLE SECURITY OF ARIZONA TR 2055 - TANQUE VERDE ROAD REZONING

Request of Title Security of Arizona TR 2055, represented by The WLB Group, Inc., for a rezoning of approximately 41 acres from SR (Suburban Ranch) to CR-1 (Single Residence Zone) and for a rezoning of approximately 81.5 acres from SR (Suburban Ranch) to SR® (Suburban Ranch)(Restricted). The property is located on the north side of Tanque Verde Road approximately 2400 feet east of Houghton Road. The proposed rezoning conforms to the LIU 0.3, LIU 1.2 and RT Comprehensive Plan designations. On motion, the Planning and Zoning Commission voted 8-1 (Commissioner Membrila voted “Nay,” Commissioner Holdridge abstained (abstention counts as “Yes” vote) and Commissioner Neeley was absent) to recommend **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS AS AMENDED**. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 4)

approve as amended

22.

Modification of Rezoning Conditions

Co9-96-65, Fidelity National Title Agency Trust No. 10589 - Los Reales Road Rezoning

Request of Commonwealth Mortgage Company, represented by American Design Consultants, L.L.C., for a waiver of the rezoning condition No. 9 which prohibits direct access to Comstock Road unless combined at the property line of Lot 1 and Lot 2 of Los Reales Industrial Subdivision or which otherwise allows access to the subject Lot 2 to be combined with the property adjacent to the west which has access to Los Reales Road via the approved rezoning preliminary development plan for rezoning case Co9-04-11. The applicant proposes direct and exclusive access for Lot 2 to Comstock Road as originally planned within the referenced subdivision. The subject property is approximately one acre zoned CI-2 (General Industrial) and is located on the west side of Comstock Road, approximately 180 feet north of Los Reales Road. Staff recommends **APPROVAL** of the waiver of rezoning condition No. 9. (District 2)

approve

23.

Comprehensive Plan Amendment Resolution

RESOLUTION NO. 2014 - **14**, Co7-13-01, Sabino Canyon Road Properties, L.L.C. - North Sabino Canyon Road Plan Amendment. Owner: Sabino Canyon Road Properties, L.L.C. (District 1)

approve

24.

Comprehensive Plan Amendment Resolution

RESOLUTION NO. 2014 - **15**, Co7-13-02, Smith Virgil B. Revocable Living Trust - S. Freeman Road Alignment Plan Amendment. Owner: Smith, Virgil B. Revoc Living Trust. (District 4)

approve

TRANSPORTATION

25.

Traffic Resolution

RESOLUTION NO. 2014 - **16**, of the Board of Supervisors of Pima County, Arizona, providing for the establishment of Hughes Access Road, S. Hughes Access Road and Alvernon Way as County Highways situated within the incorporated limits of the City of Tucson, Sections 31, 32, 33 and 28, T15S, R14E, G&SRM, Pima County, Arizona. Staff recommends **APPROVAL**. (District 2)

approve

26.

Traffic Resolution

RESOLUTION NO. 2014 - 17, of the Board of Supervisors, permitting the temporary closure of McCain Loop in the Tucson Mountain Park in Pima County, Arizona, for the Tucson Bicycle Classic on Friday, March 14, 2014. Staff recommends **APPROVAL**. (District 3)

approve

27.

CALL TO THE PUBLIC

28.

ADJOURNMENT

ADDENDUM 1

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

1. **Arroyo Chico/High School Wash Storm Drains**
RESOLUTION NO. 2014 - **FC1**, of the Pima County Flood Control District Board of Directors, approving a contribution of additional funding for Phase 3 of the Tucson Drainage Area Project.

approve
2. **Contract**
Kaneen Advertising and Public Relations Inc., to provide public relation communication and coordinating services for the Arroyo Chico/High School Wash Project, Regional Flood Control Tax Levy Fund, contract amount \$99,715.00 (CT-FC-14-310)

approve

STADIUM DISTRICT BOARD

3. **Contract**
F.C. Tucson Events, L.L.C., to provide concession services, contract amount \$50,000.00 revenue (CTN-KSC-14-133)

approve

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

BOARD OF SUPERVISORS

4. **Increase In Pavement Preservation and Road Repair Funding**
Identify spending reductions in the current Pima County budget in an effort to increase the pavement preservation and road repair funding allocation. Discussion/Vote. (District 1)

no Board action taken

COUNTY ADMINISTRATOR

5. **Purchase of Right-of-Way Across State Trust Land for Base of Wildlife Bridge to Cross Oracle Road**
Staff recommends approval of a General Fund allocation in the amount of \$175,317.00 for the purchase of 13 acres for a perpetual right-of-way across State Trust Land at auction on March 11, 2014, to facilitate the construction of the Oracle Road Wildlife Bridge.

approve

CONTRACT AND AWARD

PROCUREMENT

6. Sundt Construction, Inc., Amendment No. 14, to provide construction manager at risk services for the Downtown Court Complex and amend scope of work, Certificates of Participation, contract amount \$14,685,472.00 (CT-FM-11042215-P) Facilities Management

approve

*** HEARINGS ***

TRANSPORTATION

7. **Traffic Resolution**
RESOLUTION NO. 2014 - 18, of the Board of Supervisors, permitting the intermittent temporary closure of General Hitchcock Highway in Pima County, Arizona, for the Garmin International film shoot from Monday, February 17, 2014 to Friday, February 21, 2014. Staff recommends **APPROVAL**. (District 4)

approve

CONSENT CALENDAR, FEBRUARY 18, 2014

9. Call to the Public (for Consent Calendar items only)

Approval of the Consent Calendar

see items below

CONTRACT AND AWARD

Community Development and Neighborhood Conservation

1. Old Pueblo Community Services Foundation, Amendment No. 1, to provide for the Facility Renovations Project, extend contract term to 9/30/14 and amend contractual language, CDBG Fund, contract amount \$8,000.00 (CT-CD-13-546)
approve on the Consent Calendar

Community Services, Employment and Training

2. Yuma Private Industry Council, Inc., Amendment No. 1, to provide for the H1-B Technical Skills Training Program and extend contract term to 12/31/14, no cost (CT-CS-13-405)
approve on the Consent Calendar
3. Goodwill Industries of Southern Arizona, Inc., to provide for the Youth Case Management One Stop Staff Project, US DOL and ADES WIA Grant Funds and other workforce funds, contract amount \$61,363.00 (CT-CS-14-296)
approve on the Consent Calendar
4. Literacy Connects, Amendment No. 2, to provide for the Literacy Services Project, extend contract term to 6/30/14 and amend scope of work, US DOL, contract amount \$44,000.00 (MA-CS-13-416)
approve on the Consent Calendar

Procurement

5. KE&G Construction, Inc., Amendment No. 2, to provide construction manager at risk services for the South Rillito West Central Interceptor Rehabilitation Project and amend contractual language, RWRD Obligation Fund, contract amount \$12,159,596.87 (CT-WW-14-144)
Regional Wastewater Reclamation
approve on the Consent Calendar

6. Durazo Construction Corp., Lloyd Construction Company, Inc. and M. Anderson Construction Corp., Amendment No. 2, to provide a job order master agreement for park development services and extend contract term to 2/21/15, General Fund (15%), CDBG Grant Fund (15%), Various Capital Project Funds (70%), contract amount not to exceed \$500,000.00 (MA-PR-12-447) Natural Resources, Parks and Recreation
approve on the Consent Calendar

7. **Award**
Low Bid: Award of Contract, Solicitation No. 121885, in the amount of \$1,654,944.00 to the lowest responsive bidder, Southern Arizona Paving and Construction Co. (Headquarters: Tucson, AZ) for the construction of the Countywide Overlay South Project. The contract term is nine months with the ability to extend the term for contract completion. Construction is to be complete within 90 working days from Notice to Proceed. Funding Source: County DOT-41 HURF Fund. Administering Department: Transportation.

approve

School Superintendent

8. Arizona Supreme Court and Pima County Superior Court, to provide for educational and professional development services to the Pima Accommodation School District, Federal Education Grant Funds, contract amount \$121,196.92 revenue (CTN-SS-14-122)
approve on the Consent Calendar

BOARD, COMMISSION AND/OR COMMITTEE

9. **Pima Vocational High School Board**
Appointment of Dalila Perez, to fill the vacancy created by Celina Somoza. Term expiration: 7/31/17. (Board recommendation)
approve on the Consent Calendar

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

10. Brandon Joseph Howell, Habitat for Humanity Tucson, Hacienda Del Sol Guest Ranch Resort, 5501 N. Hacienda Del Sol Road, Tucson, February 19, 2014.
approve on the Consent Calendar

ELECTIONS

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

APPOINTMENTS-PRECINCT-PARTY

Miguel A. Cuevas-064-DEM; James C. Burton-140-DEM
approve on the Consent Calendar

PROCUREMENT

12. **Quarterly Contracts Report - 4th Quarter 2013**
Pursuant to Pima County Code, Section 11.08.010, staff submits the quarterly report on contracts awarded from October 1, 2013 through December 31, 2013.
approve on the Consent Calendar

SUPERIOR COURT

13. **Judge Pro Tempore Appointment**
Appointment of George A. Dunscomb as Judge Pro Tempore of the Pima County Consolidated Justice Court for the period of February 18, 2014 through June 30, 2014.
approve on the Consent Calendar

TREASURER

14. **Certificates of Clearance**
Pursuant to A.R.S. §42-19118, staff requests approval of the following:

Unsecured Mobile Homes:	\$ 33,235.92
Business Personal Property:	<u>\$ 220,581.65</u>
TOTAL Unsecured Personal Property:	\$ 253,817.57

approve on the Consent Calendar

15. **Certificate of Removal and/or Abatement**
Pursuant to A.R.S. §42-18353, staff requests approval of the Certificates of Removal and/or Abatement for the following:

Real Property	Abatement No. 400271	\$ 17,180.44
Personal Property	Abatement Nos. 500902 - 500945	<u>\$ 25,725.88</u>
	TOTAL	\$ 42,906.32

approve on the Consent Calendar

RATIFY AND/OR APPROVE

16. Minutes: January 21, 2014
approve on the Consent Calendar