

**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 7, 2017 9:00 a.m.**

1. ROLL CALL

2. INVOCATION

To be offered by Reverend Edwin Donaldson, Prince Chapel African Methodist Episcopal Church.

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

5. CALL TO THE PUBLIC

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

6. **Riparian Habitat Mitigation**

Staff requests approval of a Riparian Habitat Mitigation Plan and In-Lieu Fee Proposal in the amount of \$2,741.00 for property located at 9651 North Clayton Road, located within important riparian area with underlying Class B Xeroriparian Habitat. (District 3)

approve

SITTING AS THE BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

8. **Presentation**
Presentation by Richard DeBernardis, President and CEO of Perimeter Bicycling Association of America, Inc., and Founder of El Tour de Tucson, to honor County Administrator Chuck Huckelberry as the 2016 El Tour de Tucson Man of the Year. Discussion/Action. (District 3)

no Board action taken

9. **Board of Supervisors' Meeting Time**
Discussion and vote on holding one Board of Supervisors meeting a month at 7:00 p.m. to allow those who are unable to attend during the morning hours, an opportunity to observe and participate in meetings. (District 1)

Meeting date: 3/21/2017

continue

FINANCE AND RISK MANAGEMENT

10. **Self-Insured Workers' Compensation Program**
Staff requests approval of the Request for Exemption from Requirement to Post Statutory Deposit for submission to the Industrial Commission of Arizona.

approve

HUMAN RESOURCES

11. **Employee Benefits for Fiscal Year 2017/18**
Staff recommends all employee benefit plans, rates, County Health Savings Account funding and premium discounts remain the same for Fiscal Year 2017/18.

approve

REGIONAL WASTEWATER RECLAMATION

12. **Pretreatment Settlement Agreement**
Staff recommends approval of the following proposed Pretreatment Settlement Agreement, RWRD Enterprise Fund:
- Duralar Technologies, L.L.C., Case No. 2016-D-003. The proposed settlement amount of \$4,100.00 for penalties and the attendance of at least one representative at Pollution Prevention School are in accordance with the Industrial Wastewater Enforcement Response Plan.
- approve

FLEET SERVICES

13. **Annual Vehicle Exemptions**
Pursuant to A.R.S. §38-538.03, staff requests the Board of Supervisors authorize the annual vehicle exemptions for 2017.
- approve

DEVELOPMENT SERVICES

14. **Final Plat with Assurances**
P16FP00003, Diamond Court, Lots 1-19. (District 3)
- approve

*** HEARINGS ***

FRANCHISE/LICENSE/PERMIT

15. **Hearing - Liquor License**
12104479, Aftim Amin Saba, Fiamme Pizza, 4706 Sunrise Drive, Tucson, Series 12, Restaurant, New License.
- approve
16. **Hearing - Liquor License**
09100193, Jason Barclay Morris, CVS/Pharmacy No. 9211, 6488 N. Oracle Road, Tucson, Series 9, Liquor Store, Person Transfer and Location Transfer.
- approve

17. **Hearing - Liquor License**
03103032, Samuel Joseph Kroack, Harbottle Brewing Company, 3820 S. Palo Verde Road, No. 102, Tucson, Series 3, In-State Microbrewery, New License.

approve

18. (Clerk's Note: See Sheriff's Report.)
Hearing - Liquor License
12104481, Travis Harley Miller, Serial Grillers, 1970 W. River Road, Tucson, Series 12, Restaurant, New License.

approve

19. **Hearing - Extension of Premises/Patio Permit**
14103021, Samuel L. Barnard, American Legion Post 131, 249 W. Esperanza, Green Valley, Permanent Extension of Premises.

approve

DEVELOPMENT SERVICES

20. **Hearing - Zoning Code Text Amendment**
P16TA00002 WALLS FENCES, SELF-STORAGE, COMPREHENSIVE PLAN, SPECIFIC PLAN AND REZONING
An Ordinance of the Pima County Board of Supervisors relating to zoning; amending the Pima County Zoning Code Chapter 18.07 (General Regulations And Exceptions) Section 18.07.030 (Land Use Regulations) to provide safety standards for existing large commercial structures; Section 18.07.050 (Development Standards Exceptions) to amend the setback requirement for walls and fences and Section 18.07.070 (Modification of Setback Requirements And Lot Coverage Limits) to clarify the fee and adopt the Modification of Setback And Lot Coverage Limits process for properties in a specific plan; amending Chapter 18.43 (Local Business Zone), Section 18.43.030 (Permitted Uses) to repeal the maximum site area for self-storage facilities; amending Chapter 18.45 (General Business) Section 18.45.030 (Permitted Uses) to repeal the maximum site area for self-storage facilities; amending Chapter 18.89 (Comprehensive Plan) Section 18.89.041 (Other Plan Amendment Procedures) to allow a concurrent plan amendment with a specific plan; amending Chapter 18.90 (Specific Plans) Section 18.90.020 (Definitions) to add the definition for Certificate of Compliance and repeal the definitions of master and standard assurances; Section 18.90.030 (Application) to repeal the minimum site area for a specific plan, clarify submittal requirements, and allow for concurrent comprehensive plan amendment with a specific plan submittal; Section 18.90.050 (Specific Plan Requirements) to repeal the prohibition on Specific Plans modifying the regulations in all chapters in the zoning code; Section 18.90.060

(Planning And Zoning Commission Review) to repeal the review requirement by the Design Review Committee; Section 18.90.070 (Board of Supervisors Review) to revise deadline and reduce the time allowed to submit written protests; Chapter 18.91 (Rezoning Procedures) Section 18.91.040 (Initiation) to add current name to land use intensity legend; Section 18.91.080 (Board of Supervisors Review) to revise deadline and reduce the time allowed to submit written protests. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Bain, Gavin, Gungle and Membrila were absent) to recommend **APPROVAL** of the proposed **TEXT AMENDMENT**. Staff recommends **APPROVAL** of the proposed **TEXT AMENDMENT**. (All districts)

If approved, pass and adopt: ORDINANCE NO. 2017-3

approve

21.

Hearing - Comprehensive Plan Amendment

P16CA00004 STEWART TITLE & TRUST TR 3698 - WEST VALENCIA ROAD PLAN AMENDMENT

Request of Stewart Title & Trust TR 3698, represented by Gordon Thomas Alley III, to amend the Pima County Comprehensive Plan from Medium Intensity Urban (MIU) to Community Activity Center (CAC) for approximately 7.72 acres located on the south side of West Valencia Road, approximately 700 feet west of South Wade Road in Section 16, T15S, R12E, in the Southwest Planning Area. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Bain, Cook, Gavin, and Gungle were absent) to recommend **MODIFIED APPROVAL OF AMENDING THE SITE TO NEIGHBORHOOD ACTIVITY CENTER (NAC) SUBJECT TO AMENDED REZONING POLICIES**. Staff recommends **MODIFIED APPROVAL FOR NEIGHBORHOOD ACTIVITY CENTER (NAC) SUBJECT TO REZONING POLICIES**. (District 3)

approve

22.

Hearing - Rezoning Time Extension

Co9-11-04, HENNESSY TR - MISSION ROAD REZONING

Request of Hennessy B Trust, represented by Psomas, for a five-year time extension for the above-referenced rezoning from SH (BZ) (Suburban Homestead - Buffer Overlay Zone) to CB-1 (BZ) (Local Business - Buffer Overlay Zone). The subject site was rezoned in 2012. The rezoning expires on January 17, 2017. The site is approximately 6.27 acres located on the west side of S. Mission Road, approximately 2,000 feet south of W. Ajo Way. Staff recommends **APPROVAL SUBJECT TO ORIGINAL AND MODIFIED STANDARD AND SPECIAL CONDITIONS**. (District 5)

approve

23.

Hearing - Lot Split

Co9-81-118, CARLESS - VALENCIA ROAD REZONING (LOT SPLIT)

Request of GMSK Properties, L.L.C., represented by Bright Design Associates, P.L.C., for a lot split. The applicant requests to split approximately 1.41 acres from an approximate 6.64-acre parcel. Rezoning Condition No. 10 requires that there will be no further subdividing or lot splitting without the written approval of the Board of Supervisors. The subject site is zoned CB-1 (Local Business) and is located at the northwest corner of the intersection of W. Valencia Road and S. Camino de Oeste. Staff recommends **APPROVAL SUBJECT TO CONDITIONS**. (District 5)

approve

TRANSPORTATION

24.

Hearing - Desert Winds Elementary School Crosswalk Repeal Ordinance

ORDINANCE NO. 2017 - 4, of the Board of Supervisors, repealing an ordinance for an abutting school crosswalk on Rudasill Road west of Desert Trail Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 3)

approve

REGIONAL WASTEWATER RECLAMATION

25.

UNFINISHED BUSINESS (1/17/17) - TIME CERTAIN at 10:30 a.m.

Hearing - Code Text Amendment

ORDINANCE NO. 2017 - 2, of the Board of Supervisors, relating to wastewater; amending Pima County Code, Title 13, Chapter 24, Sanitary Sewer User Fees.

continue

26.

ADJOURNMENT

ADDENDUM 1

EXECUTIVE SESSION

1. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Rodgers et al. v. Huckelberry et al., Pima County Superior Court Case No. C20161761.

proceed as discussed

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

LIBRARY DISTRICT BOARD

2. **Bookmobile Stop**
Pima County Public Library to establish a Bookmobile Stop at the Ora Mae Harn Park in the Town of Marana.

approve

SITTING AS THE BOARD OF SUPERVISORS

TRANSPORTATION

3. **Waiver of Development Impact Fee**
Pursuant to Pima County Code Section 19.03.070, David and Diane Ruozi request a waiver of the Roadway Development Impact Fee for the placement of a recreational vehicle on their property located at 17525 W. Quemado Lane, in the Silverbell-Tortolita Benefit Area. Staff recommends **APPROVAL**. (District 3)

approve

CONTRACT AND AWARD

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

4. The Salvation Army, Amendment No. 1, to provide for the Continuum of Care Program - Project Advent and amend contractual language, HUD Fund, contract amount \$4,584.00 (CT-CS-16-304)

approve

5. The Salvation Army, Amendment No. 1, to provide for the HUD Continuum of Care Program - CASA and amend contractual language, HUD Fund, contract amount \$7,344.00 (CT-CS-16-264)

approve

PROCUREMENT

6. PSOMAS, Inc., Amendment No. 1, to provide for the Cortaro Farms: Camino de Oeste to Thornydale Road Project, extend contract term to 6/30/19 and amend contractual language, Urban HURF 12.6% Fund, contract amount \$149,587.94 (CT-TR-15-297) Transportation

approve

7. Conmed Healthcare Management, Inc., Amendment No. 5, to provide for correctional healthcare services, amend contractual language and scope of work, no cost (MA-PO-13-580) Health

approve

REGIONAL WASTEWATER RECLAMATION

8. Bear Creek Estates Homeowner's Association, to provide for the Bear Creek Pump Station Acquisition, contract amount \$213,457.00/9 year term revenue (CTN-WW-17-110)

approve

BOARD, COMMISSION AND/OR COMMITTEE

9. **Merit System Commission and Law Enforcement Merit System Council**
Reappointment of David Freund. Term expiration: 12/31/20. (District 3)

approve

10. **Community Action Agency Board**
Reappointment of Imelda Pines. Term expiration: 12/31/20. (District 3)

approve

11.

State Board of Equalization

Reappointments of Beverly Weissenborn and Rosalie Roszak. Term expirations: 12/31/20. (District 3)

approve

12.

Fair Horse Racing Commission

Reappointment of John Ochoa. Term expiration: 1/21/19. (District 4)

approve

CONSENT CALENDAR

Approval of the Consent Calendar

see items below

CONTRACT AND AWARD

Community Services, Employment and Training

1. Tucson Youth Development, Inc., to provide for Pathways to Justice Careers for Youth, U.S. Department of Labor Employment and Training Administration Fund, contract amount \$105,978.00 (CT-CS-17-214)
approve on the Consent Calendar

2. Tucson Preparatory School, Inc., Amendment No. 1, to provide for the US HUD Continuum of Care Program - La Casita and amend contractual language, US HUD Continuum of Care Program Fund, contract amount \$3,456.00 (CT-CS-16-306)
approve on the Consent Calendar

Facilities Management

3. United Community Health Center - Maria Auxiliadora, Inc., to provide a lease agreement for property located at 28720 S. Nogales Highway, Amado, AZ, contract amount \$100.00/10 year term revenue (CTN-FM-17-129)
approve on the Consent Calendar

Procurement

4. Barker Morrissey Contracting, Inc., Amendment No. 7, to provide Construction Manager At Risk Services for Project Curvature, extend contract term to 2/28/18 and amend contractual language, no cost (CT-FM-16-241) Facilities Management

approve

GRANT APPLICATION/ACCEPTANCE

5. **Acceptance - Natural Resources, Parks and Recreation**
Freeport-McMoRan Foundation, to provide for the Adamson-Catino Trail Linking Canoa Preserve Park to Green Valley Project, \$39,000.00/\$39,715.00 General Fund Match (GTAW 17-56)
approve on the Consent Calendar

6. **Acceptance - County Attorney**
Arizona Governor's Office for Children, Youth and Families,
Amendment No. 3, to provide for the STOP Violence Against Women
Program, U.S. Department of Justice Fund, \$202,019.00/\$107,370.00
General Fund Match (GTAM 17-28)
approve on the Consent Calendar
7. **Acceptance - County Attorney**
City of Tucson, to provide for the Edward Byrne Memorial Justice
Assistance Grant Program, U.S. Department of Justice Fund,
\$177,203.00 (GTAWR 17-3)
approve on the Consent Calendar

BOARD, COMMISSION AND/OR COMMITTEE

8. **Environmental Quality Advisory Council**
Appointment of Tom Ellis, representing Public/Environmental Interest,
to fill a vacancy created by Sandi Richey. Term expiration: 2/6/20.
(Staff recommendation)
approve on the Consent Calendar
9. **Board of Adjustment, District 2**
Appointment of Cathy Kennedy, to fill a vacancy created by Santiago
Jimmy Acedo. Term expiration: 6/30/21.
approve on the Consent Calendar
10. **Bond Advisory Committee**
Appointments of Joyce Garland, representing City of Tucson and
Joyce Powers, representing Town of Oro Valley, to fill vacancies
created by Lynne Birkinbine and Donald Chatfield. Term expirations:
2/6/23. (Jurisdictional recommendations)
approve on the Consent Calendar
11. **Fair Horse Racing Commission**
Appointment of Timothy Kelly, to fill a vacancy created by Bill
Matthews. Term expiration: 1/21/19. (District 3)
approve on the Consent Calendar
12. **Corrections Officer Retirement Board**
Reappointment of Georgia Brousseau as the Chair of the Merit System
Commission and Law Enforcement Council. Term expiration:
Coterminous with Chairmanship.
approve on the Consent Calendar
13. **County Attorney Investigators Local Retirement Board**
Reappointment of Georgia Brousseau as the Chair of the Merit System
Commission and Law Enforcement Council. Term expiration:
Coterminous with Chairmanship.
approve on the Consent Calendar

14. **Public Safety Retirement Board**
Reappointment of Georgia Brousseau as the Chair of the Merit System Commission and Law Enforcement Council. Term expiration:
Coterminous with Chairmanship.
approve on the Consent Calendar

**SPECIAL EVENT LIQUOR LICENSE/TEMPORARY EXTENSION OF PREMISES/
PATIO PERMIT/WINE FAIR/WINE FESTIVAL APPROVED PURSUANT TO RESOLUTION NO. 2016-62**

15. **Special Event**
- William Dean Woodruff, Knights of Columbus No. 12696, Corpus Christi Catholic Church, 300 N. Tanque Verde Loop Road, Tucson, January 28, 2017.
 - William Dean Woodruff, Corpus Christi Catholic Church, 300 N. Tanque Verde Loop Road, Tucson, February 25, 2017.
 - Matthew James Nelson, Arizona Trail Association, La Posta Quemada Ranch/Colossal Cave Mountain Park, 16721 E. Old Spanish Trail, Vail, February 5, 2017.
 - Jobe Evans Dickinson, Tucson Police Officers Charitable Foundation, Inc., 3780 E. 44th Street, Tucson, January 28, 2017.
 - Samantha J. Coffman, Arizona Parks and Recreation Association, Catalina State Park, 11570 N. Oracle Road, Tucson, March 11, 2017.
 - Shawn Carter, Tucson Conquistadores, Inc., Omni Tucson National Resort, 2727 W. Club Drive, Tucson, March 10-19, 2017.

approve on the Consent Calendar

16. **Temporary Extension**
- 06100203, Randy D. Nations, Hot Rods Old Vail, 10500 E. Old Vail Road, Tucson, Temporary Extension of Premises for February 4 and 18, 2017.
 - 12104301, Grant Darien Krueger, Reforma Cocina Y Cantina, 4310 N. Campbell Avenue, Suite 103, Tucson, Temporary Extension of Premises for February 1, 8, 15, 22, March 1, 8, 15, 22, 29, April 5, 12, 19, 26, and May 5, 2017.
 - 07100326, Thomas Robert Aguilera, Tucson Hop Shop, 3230 N. Dodge Boulevard, Tucson, Temporary Extension of Premises for February 4, 2017.
 - 12104140, Steven Alex Dunn, The Parish, 6453 N. Oracle Road, Tucson, Temporary Extension of Premises for February 28, 2017.
 - 07100326, Thomas Robert Aguilera, Tucson Hop Shop, 3230 N. Dodge Boulevard, Tucson, Temporary Extension of Premises for February 11, 2017.

approve on the Consent Calendar

ELECTIONS

17. **Precinct Committeemen**
Pursuant to A.R.S. §16-821B, approval of Precinct Committeemen resignations and appointments:
- RESIGNATIONS-PRECINCT-PARTY
Heath T. Butrum-057-DEM
- APPOINTMENTS-PRECINCT-PARTY
Stephanie S. O'Leary-009-DEM; Ashley R. Gregory-013-DEM; Carmen Dolny-016-DEM; Diane J. DeMilt-029-DEM; David P. Miller-034-DEM; Nicholas T. Spare-042-DEM; Brian E. Nichols-044-DEM; Tamar Rala Kreiswirth-056-DEM; Thomas P. Tronsdal-057-DEM; Noreen B. Conroy-067-DEM; Lurline E. Cook-080-DEM; Heath T. Butrum-091-DEM; Marriah Star-094-DEM; David C. Wright-122-DEM; Lisa Beth Isabelle-126-DEM; Merle F. Schlesinger-145-DEM; Dana M. Kormash-153-DEM; Nicholas R. Mahon-167-DEM; Vanessa A. Richter-192-DEM; Brian W. Johnson-215-DEM; Lora L. Nastase-227-DEM; Betty J. Villegas-234-DEM; Sergio A. Arellano-084-REP; John D. Backer Jr.-084-REP; Al Carlone-239-REP
approve on the Consent Calendar

FINANCE AND RISK MANAGEMENT

18. **Duplicate Warrants - For Ratification**
Cox Communications \$44,840.00; American Indian Assoc. \$1,028.32; Curtis & Cunningham \$10,018.00; Marjorie Crowdes \$216.00; Gary Bollinger \$154.80; Sally Beauty Supply \$459.18; Sally Beauty Supply \$891.84; Katie Monson \$29.80; Diggum Excavating \$129.82; Denise Warren \$171.90.
approve on the Consent Calendar

RATIFY AND/OR APPROVE

19. Minutes: January 3, 2017
Warrants: January, 2017
approve on the Consent Calendar