



# Pima County

MEETING LOCATION  
Administration Bldg - East  
130 W. Congress Street  
1st Floor  
Tucson, AZ 85701

## Meeting Agenda Board of Supervisors

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Tuesday, September 10, 2013

9:00 AM

Board of Supervisors' Hearing Room

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### PIMA COUNTY BOARD OF SUPERVISORS

*Ramón Valadez, Chairman, District 2*  
*Sharon Bronson, Vice Chair, District 3*  
*Richard Elías, Acting Chair, District 5*  
*Ally Miller, Member, District 1*  
*Ray Carroll, Member, District 4*

### AGENDA/ADDENDUM INFORMATION

*Within 24 hours of each scheduled meeting, the agenda/addendum is available in the Clerk of the Board's Office, 130 W. Congress St., 5th Fl., Tucson, AZ 85701, Mon-Fri, 8am to 5pm and online at [www.pima.gov](http://www.pima.gov).*

#### LIVE BROADCAST

*Cable Channels.....Comcast 96;.....Cox 12 and 96*  
*Webcast: [www.pima.gov](http://www.pima.gov)*

### PUBLIC PARTICIPATION SPEAKERS ARE LIMITED TO 3 MINUTES

*To address the Board of Supervisors, please complete a Speaker's Card available in the Hearing Room. Clearly print your name/address, the agenda/addendum item number and other requested information. Place the completed Speaker Card in the labeled baskets located on the dais. When the Chairman announces your name, step forward to the podium, speak into the microphone and state your name and affiliation (if applicable) for the record.*

*The Chairman reserves the right to ensure all testimony is pertinent or non-repetitive so the matter will be handled fairly and expeditiously, and that all speakers abide by rules of civility. Any questions pertaining to the meeting can be directed to Robin Brigode, Clerk of the Board.*

### HEARING ROOM COURTESY

*Please turn off cell phones/devices or place in silent mode.*

### ACCESSIBILITY

*The Board Hearing Room is wheelchair and handicapped accessible. Any person who is in need of special services (e.g., assistive listening device, Braille or large print agenda material, signer for hearing impaired, accessible parking, etc.) due to any disability will be accommodated. Please contact the Clerk of the Board at (520) 724-8449 for these services at least three (3) business days prior to the Board Meeting.*

**NOTE: Links to attachments do not display on a printed agenda.**

**1. ROLL CALL****2. INVOCATION**

To be offered by Pastor Jerry Hagelin, Desert Gardens Cumberland Presbyterian Church.

**3. PLEDGE OF ALLEGIANCE****4. PAUSE 4 PAWS****PRESENTATION/PROCLAMATION**

5. Presentation of a proclamation to Stephen Schuldenfrei, Chairman of the Citizen Corps Council, proclaiming the month of September 2013 to be: "PREPAREDNESS MONTH"

Attachments: [Proc\\_Preparedness Month](#)

**EXECUTIVE SESSION**

*(Clerk's Note: As of the posting date of 9/4/13, no executive session item has been placed on the regular agenda. However, this is subject to any addendum. Pursuant to A.R.S. §38-431.03(A)(3) the Board of Supervisors, or the Board sitting as other boards, may vote to go into executive session for the purpose of obtaining legal advice from its counsel with respect to any item listed on this agenda or any addendum thereto.)*

**BOARD OF SUPERVISORS SITTING AS OTHER BOARDS****FLOOD CONTROL DISTRICT BOARD**

6. **Award**  
Highest Scoring Firm: Award of contract for Solicitation No. 97708 and approval to enter into negotiations with Kimley-Horn and Associates, Inc. (Headquarters: Cary, NC), the respondent receiving the highest score to provide design engineering services for the El Corazon Bank Protection and River Park Project. The contract shall be for a 36 month period in an amount not to exceed \$1,200,000.00. The contract may be extended as required for project completion. In the event a fee agreement cannot be reached with the highest ranked firm, request authorization to negotiate with the next highest ranked firms in the following order: Structural Grace, Inc. and Tetra Tech, until a contract is executed or the list is exhausted. Funding Source: Flood Control Tax Levy. Administering Department: Regional Flood Control District.

Attachments: [PO Award-97708](#)

**STADIUM DISTRICT BOARD**

7. **Contract**  
F.C. Tucson Events, L.L.C., Amendment No. 1, to provide for F.C. Tucson soccer events, extend contract term to 8/31/14 and amend contractual language, contract amount \$48,401.00 estimated revenue (CTN-KSC-12-185)  
**Attachments:** [CTN-KSC-12-185](#)

**BOARD OF SUPERVISORS SITTING IN REGULAR SESSION****CONSENT CALENDAR**

8. **Call to the Public (for Consent Calendar items only)**
9. **Approval of Consent Calendar**

**BOARD OF SUPERVISORS**

10. **UNFINISHED BUSINESS (8/19/13)**  
**Colossal Cave Mountain Park**  
Review of mountain lion shooting incident at Colossal Cave Mountain Park. Discussion/Action. (District 4)  
**Attachments:** [BOS\\_MountainLionShooting](#)  
[BOS\\_Memorandum-District4](#)

**FIRE DISTRICT**

11. **Mountain Vista Fire District**  
Pursuant to A.R.S. §48-262.A.12, validation of the petitions presented from the Mountain Vista Fire District for the proposed Camino de Oeste III Annexation. (District 1)  
**Attachments:** [FD\\_MountainVistaFireDist](#)

**TRANSPORTATION**

12. **Waiver of Development Impact Fee**  
Pursuant to Pima County Code Section 19.03.070, waiver of development impact fees for the following:
- Janise K. Ingram requests a waiver of the Roadway Development Impact Fee for the placement of a residential dwelling unit on property located at 25120 E. Low Lane, in the Rincon Valley Impact Fee Benefit Area. (District 4)  
**Attachments:** [TR\\_WaiverImpactFee-25120E.LowLane](#)

**\*\*\* HEARINGS \*\*\*****TRANSPORTATION**

13. RESOLUTION NO. 2013 - **82**, of the Board of Supervisors, abandoning a county highway within the incorporated limits of the City of Tucson for the River Road/Alvernon Way Improvement Project from Campbell Avenue to Alvernon Way. (District 1)

Attachments: [TR\\_ResoAlvernonA-13-05](#)

14. RESOLUTION NO. 2013 - **83**, of the Board of Supervisors, abandoning a county highway within the incorporated limits of the City of Tucson of a portion of Alvernon Way for the River Road/Alvernon Way Improvement Project from River Road to Fort Lowell Road. (Districts 1 and 3)

Attachments: [TR\\_ResoAlvernonA-13-06](#)

15. **CALL TO THE PUBLIC**

16. **ADJOURNMENT**

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

**Pima County Homepage: [www.pima.gov](http://www.pima.gov)**

**DATE/TIME POSTED: 9/4/13 @ 11:00 a.m.**

**DATE/TIME REPOSTED (additional attachments only): 9/5/13 @ 11:30 a.m.**

**DATE/TIME REPOSTED (combined Agenda/Addendum): 9/9/13 @ 4:00 p.m.**

**ADDENDUM 1****PRESENTATION/PROCLAMATION**

1. Presentation of a proclamation to congratulate and commemorate the accomplishments of: "SUNNYSIDE LITTLE LEAGUE SOFTBALL TEAM 2013 WORLD SERIES CHAMPIONS"

Attachments: [Proc\\_SunnysideLittleLeague](#)

2. Presentation of a proclamation to Pastor David Hook in recognition of the service to the community of Vail and Pima County of: "CHRIST LUTHERAN VAIL CHURCH"

Attachments: [Proc\\_ChristLutheranVailChurch](#)

**EXECUTIVE SESSION****Call to the Public (for Executive Session items only)****EXECUTIVE SESSION**

3. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Vanessa Guerena et al., v. Pima County et al., Pima County Superior Court Case No. C20117686.

Attachments: [PCA\\_ExecutiveSession-GuerenaVsPC](#)

**BOARD OF SUPERVISORS SITTING AS OTHER BOARDS****FLOOD CONTROL DISTRICT BOARD**

4. **Request for Reconsideration (District 1)**

A. Request to suspend Board of Supervisors' Rule No. H-3.

\* \* \*

B. On September 3, 2013, the Board of Supervisors took the following action:

**FLOOD CONTROL DISTRICT BOARD**

(Clerk's Note: The Board of Supervisors approved this contract on August 19, 2013. Execution of the contract was also required by the Flood Control District Board.)

**Contract Ratification**

Community Healthcare Benefit Foundation of Pima County, Amendment No. 1, to provide for the Julian Wash Projects and amend contractual language, no cost (CTN-PW-13-365)

It was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the contract ratification.

\* \* \*

C. If motion to reconsider is approved, proceed with reconsideration of the following:

**FLOOD CONTROL DISTRICT BOARD**

(Clerk's Note: The Board of Supervisors approved this contract on August 19, 2013. Execution of the contract was also required by the Flood Control District Board.)

**Contract Ratification**

Community Healthcare Benefit Foundation of Pima County, Amendment No. 1, to provide for the Julian Wash Projects and amend contractual language, no cost (CTN-PW-13-365)

Attachments: [BOS ReconsiderationRequest](#)

**BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**

**BOARD OF SUPERVISORS**

**5. Request for Reconsideration (District 1)**

A. Request to suspend Board of Supervisors' Rule Nos. H-2 and H-3.

\* \* \*

B On August 19, 2013, the Board of Supervisors took the following action:

**Consent Calendar - Contract**

**Community and Economic Development**

1. Jose Gabriel Loyola, to provide community and economic development technical assistance, consultation, facilitation, coordination and marketing services, General Fund, contract amount \$40,000.00 (CT-CED-14-30)

It was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the contract. (As part of the entire Consent Calendar motion.)

\* \* \*

C. If motion to reconsider is approved, proceed with reconsideration of the following:

**Consent Calendar - Contract****Community and Economic Development**

1. Jose Gabriel Loyola, to provide community and economic development technical assistance, consultation, facilitation, coordination and marketing services, General Fund, contract amount \$40,000.00 (CT-CED-14-30)

Attachments: [BOS\\_ReconsiderationRequest02](#)

6. **(Clerks' Note:** This item to be taken in conjunction with Regular Agenda Item No. 10.)

**Colossal Cave Mountain Park**

Discussion/direction/action regarding creation of a special committee by the County Administrator to conduct a performance audit of the operations at Colossal Cave Mountain Park, including a review of the lease activities undertaken by the present leaseholder. (District 4)

Attachments: [BOS\\_Colossal Cave Mountain Park](#)

[BOS\\_ColossalCaveMtnParkProposedPerformanceAudit](#)

**FINANCE AND RISK MANAGEMENT**

7. RESOLUTION NO. 2013 - 84, of the Board of Supervisors of Pima County, Arizona approving the form and authorizing the execution and delivery of a line of credit agreement between Pima County and Bank of America, N.A.; approving the form and authorizing the execution and delivery of separate lines of credit for each political subdivision of this state for which the County Treasurer acts as Treasurer; ratifying all actions taken to date with respect to the line of credit agreements.

Attachments: [FN\\_ResoBankOfAmerica](#)

**CONTRACT AND AWARD****ECONOMIC DEVELOPMENT AND TOURISM**

8. Metropolitan Tucson Convention and Visitors Bureau, d.b.a. Visit Tucson, Amendment No. 1, to promote and enhance tourism, business travel, film production and youth, amateur, semi-professional, and professional sports development and marketing, extend contract term to 6/30/14 and amend contractual language, General Fund, contract amount \$3,287,082.53 (CT-ED-13-283)

Attachments: [CT-ED-13-283](#)

**SHERIFF**

9. Arizona Peace Officer Standards and Training Board, to assign Lt. Cathryn Masters to AZ POST on a full time basis, State Grant Fund, contract amount \$292,250.00 estimated revenue/3 year term (CTN-SD-14-49)

Attachments: [CTN-SD-14-49](#)

**BOARD, COMMISSION AND/OR COMMITTEE**

10. **County Attorney Investigators Local Retirement Board**  
Reappointment of Jennifer (Barrera) Patton. Term expiration: 10/1/17.  
(Board recommendation)

Attachments: [BCC\\_CountyAttorneyInvestigatorsLocalRetirementBoard](#)

11. **Trial Court Appointments - Nominating Committee District 3**  
Appointment of Jennifer Cabrera, Democrat, to replace Marsha Mendelsohn. No term expiration.

Attachments: [BCC\\_TrialCourtCommitteeDistrict3](#)

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

**Pima County Homepage: [www.pima.gov](http://www.pima.gov)**

**DATE/TIME POSTED: 9/6/13 @11:45 a.m.**

**DATE/TIME REPOSTED (additional attachments only): 9/9/13 @ 1:00 p.m.**



# **CONSENT CALENDAR SEPTEMBER 10, 2013**

**CONSENT CALENDAR, SEPTEMBER 10, 2013****CONTRACT AND AWARD****Board of Supervisors****1. THE FOLLOWING ITEM MAY PRESENT A POTENTIAL CONFLICT OF INTEREST FOR CHAIRMAN VALADEZ****Finance and Risk Management**

Rural Metro Corporation, to provide an equipment lease-purchase agreement for equipment used with the Pima County Wireless Integrated System, contract amount \$346,272.00 revenue (CTN-FN-14-42)

\* \* \*

Attachments: [CTN-FN-14-42](#)

**Community Development and Neighborhood Conservation****2. Community Home Repair Projects of Arizona, Inc., to provide assistance to low-income Pima County residents with home repairs, CDBG Fund, contract amount \$125,000.00 (CT-CD-14-80)**

Attachments: [CT-CD-14-80](#)

**Procurement****3. Award**

Highest Ranked Respondents: Award of Job Order Master Agreement, Solicitation for Qualifications No. 90145 to Commonwealth Electric Company of the Midwest (Headquarters: Lincoln, NE), Gilbert Electric Company, Inc. (Headquarters: Tucson, AZ) and Sturgeon Electric Company, Inc. (Headquarters: Henderson, CO) for as-needed electrical contracting services at various locations throughout Pima County in the shared amount of \$750,000.00. The initial term is one year with options to extend for up to three additional one year periods. Funding Source: Various Funds. Administering Department: Facilities Management.

Attachments: [PO\\_Award-90145](#)

**4. Award**

Amendment of Award: MA-PO-B505686-BC, Version No. 4, Thomas Saylor-Brown, to provide hearing officer services and extend contract term to 3/14/14. Funding Source: Development Services Enterprise Fund. Administering Department: Development Services.

Attachments: [PO\\_MA-PO-B505686-BC](#)

5.                   **Award**  
Amendment of Award: MA-PO-B505687-BC, Version No. 4, Michael J. Marks, to provide hearing officer services and extend contract term to 3/14/14. Funding Source: Development Services Enterprise Fund. Administering Department: Development Services.  
Attachments:   [PO\\_MA-PO-B505687-BC](#)
6.                   **Award**  
Amendment of Award: MA-PO-B505688-BC, Version No. 4, James V. Portner, to provide hearing administrator services and extend contract term to 3/14/14. Funding Source: Development Services Enterprise Fund. Administering Department: Development Services.  
Attachments:   [PO\\_MA-PO-B505688-BC](#)  
                          [PO\\_MA-PO-B505688-BC-2](#)

## Real Property

7.                   MedianGreen, Inc., to provide a right-of-way license agreement to allow landscaping of medians in Green Valley, no cost/5 year term (CTN-PW-14-37)  
Attachments:   [CTN-PW-14-37](#)

## GRANT APPLICATION/ACCEPTANCE

8.                   **Acceptance - Health Department**  
Arizona Department of Health Services, Amendment No. 2, to provide for the Health Start Program, US Dept. of Health and Human Services Fund, \$217,335.00.  
Attachments:   [HD\\_HealthStartGrantAccept](#)
9.                   **Acceptance - Health Department**  
Arizona Department of Health Services, Amendment No. 2, to provide for the Commodity Supplemental Food Program/Senior Farmers Market Nutrition Program, USDA Fund, \$115,906.00/3 year term.  
Attachments:   [HD\\_CFSP-SFMNPGrantAccept](#)

## COUNTY ADMINISTRATOR

10.                  **Quarterly Contracts Report - 2nd Quarter 2013**  
Pursuant to Pima County Code, Section 11.08.010, staff submits the quarterly report on contracts awarded from April 1, 2013 through June 30, 2013.  
Attachments:   [PO\\_QuarterlyContractsReport](#)

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

11. Diana Hadley, Northern Jaguar Project, Jane Hamilton Fine Art, 2890 E. Skyline Drive, No. 180, Tucson, October 25, 2013.
12. Michelle Caitlin Beckett, Green Fields Country Day School, 6000 N. Camino De La Tierra, Tucson, November 3, 2013.
13. Lance R. Hurst, American Legion Post, No. 109, 15921 S. Houghton Road, Vail, September 14 and October 12, 2013.

**ELECTIONS**

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

**APPOINTMENTS-PRECINCT-PARTY**

Gayle L. Wegrzynowski-216-REP

Michael Wegrzynowski-216-REP

**Attachments:** [EL\\_PrecinctCommAppts](#)**REGIONAL WASTEWATER RECLAMATION****15. 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:

The Picture People, Case No. C2013-04. The proposed settlement of payment of \$500.00 is in accordance with the Industrial Wastewater Enforcement Response Plan.

**Attachments:** [PCA\\_PretreatmentSettlementPublicNotice](#)