

## **FLOOD CONTROL DISTRICT BOARD MINUTES**

The Pima County Flood Control District Board met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, July 1, 2014. Upon roll call, those present and absent were as follows:

Present: Sharon Bronson, Chair  
Richard Elías, Vice Chair  
Ramón Valadez, Acting Chair  
Ally Miller, Member  
Ray Carroll, Member

Also Present: Chuck Huckelberry, County Administrator  
Chris Straub, Chief Civil Deputy County Attorney  
Robin Brigode, Clerk of the Board  
James Ogden, Sergeant at Arms

### **1. FLOOD CONTROL DISTRICT BOARD OF HEARING REVIEW**

RESOLUTION NO. 2014 - FC4, of the Pima County Flood Control District Board of Directors, establishing the Flood Control District Board of Hearing Review and defining membership, and appointing the District Hearing Officers.

The following speaker addressed the Board:

- Mary Murphy

She offered the following comments:

- The Board needed to focus on Green Valley public drainage easement issues.

It was moved by Supervisor Carroll, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to adopt the Resolution.

### **2. RIPARIAN HABITAT MITIGATION**

Staff requests approval of a Riparian Habitat Mitigation Plan for property located at 15970 West Sandy Street located within Important Riparian Area with underlying Xeroriparian Class C Habitat. No cost. (District 3)

It was moved by Supervisor Carroll, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

3. **COMPLIANCE ENFORCEMENT PROCEDURES**

ORDINANCE NO. 2014 - FC<sup>1</sup>, of the Board of Directors of the Pima County Flood Control District, relating to floodplain management and safety and adopting new rules of administrative procedures for the enforcement of the District's floodplain management regulations contained in Title 16 of the Pima County Code.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Ordinance.

4. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:56 a.m.

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CHAIR

ATTEST:

\_\_\_\_\_  
CLERK

## LIBRARY DISTRICT BOARD MINUTES

The Pima County Library District Board met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, July 1, 2014. Upon roll call, those present and absent were as follows:

Present: Sharon Bronson, Chair  
Richard Elías, Vice Chair  
Ramón Valadez, Acting Chair  
Ally Miller, Member  
Ray Carroll, Member

Also Present: Chuck Huckelberry, County Administrator  
Chris Straub, Chief Civil Deputy County Attorney  
Robin Brigode, Clerk of the Board  
James Ogden, Sergeant at Arms

### 1. MICROSOFT ENTERPRISE AND ACADEMIC LICENSES AGREEMENT

Staff recommends approval of the award of the Microsoft Enterprise and Academic Licenses Agreement (Requisition No. 14-363) to SHI International Corporation in an amount not to exceed \$7,066,856.40. Funding Source: Various Department and Library District Funds. Administering Department: Information Technology.

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

### 2. ADJOURNMENT

As there was no further business to come before the Board, the meeting was adjourned at 11:56 a.m.

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CHAIR

ATTEST:

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CLERK

## BOARD OF SUPERVISORS' MEETING MINUTES

The Pima County Board of Supervisors met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, July 1, 2014. Upon roll call, those present and absent were as follows:

Present: Sharon Bronson, Chair  
Richard Elías, Vice Chair  
Ramón Valadez, Acting Chair  
Ally Miller, Member  
Ray Carroll, Member

Also Present: Chuck Huckelberry, County Administrator  
Chris Straub, Chief Civil Deputy County Attorney  
Robin Brigode, Clerk of the Board  
James Ogden, Sergeant at Arms

### 1. **INVOCATION**

The invocation was given by Kelsang Gamo, Tara Mahayana Buddhist Center.

### 2. **PLEDGE OF ALLEGIANCE**

All present joined in the Pledge of Allegiance.

### 3. **PERSONAL POINTS OF PRIVILEGE**

Supervisor Elías wished everyone a happy Fourth of July and cautioned against irresponsible gun and fireworks use.

Supervisor Carroll remembered the Yarnell firefighters who lost their lives last year.

### 4. **PAUSE 4 PAWS**

The Pima County Animal Care Center showcased an animal available for adoption.

### 5. **CALL TO THE PUBLIC (for Executive Session items only)**

The Chair inquired whether anyone wished to address the Board on any item listed under Executive Session. No one appeared.

### 6. **CONVENE TO EXECUTIVE SESSION**

It was moved by Supervisor Valadez, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to convene to Executive Session at 9:09 a.m.

7. **RECONVENE**

The meeting reconvened at 9:47 a.m. All members were present.

**EXECUTIVE SESSION**

8. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Austin Perryman-Hughs, et al. v. James Anthony Doran, et al., Pima County Superior Court Case No. C20133076.

Chris Straub, Chief Civil Deputy County Attorney, stated the case involved a motor vehicle collision with a Sheriff's Deputy who was responding to a call that resulted in injuries to the Plaintiff. He reported that the Pima County Attorney's Office sought authority to proceed as discussed in Executive Session.

It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to proceed as discussed in Executive Session.

9. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding subdivision improvements, transportation improvements related to plats, plat assurances, and authority to re-subdivide generally and in relation to Star Valley and Star Valley Village.

Chris Straub, Chief Civil Deputy County Attorney, stated the item had been for information only. The Board took no action on this item.

10. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding declaratory judgment action Gregory Hess, Pima County Medical Examiner v. David M. Morgan, et al., Pima County Superior Court Case No. C20143402 relating to a public records request for autopsy photographs.

Chris Straub, Chief Civil Deputy County Attorney, stated the case involved the request under public records law for autopsy photographs of a person who died as a result of an altercation with the Sierra Vista Police Department. The autopsy had been done pursuant to an Intergovernmental Agreement with Cochise County. He reported that the family of the deceased, through its attorney Michael Bloom, had objected to the release of the photos. The County Attorney's Office had filed a declaratory judgment action on behalf of the Pima County Medical Examiner, which asked the Court to decide whether or not the autopsy photographs should be released. The County Attorney's Office recommended authority be given to continue the lawsuit as discussed in Executive Session.

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

11. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of SPVEF/RCMG Broadway Gardens, L.L.C., et al. v. Pima County regarding the following:
  - A. Arizona Tax Court Case No. TX2011-000541, Tax Parcel Nos. 133-31-156A, 133-31-159P and 133-31-1610 for tax year 2012.
  - B. Arizona Tax Court Case No. TX2012-000619, Tax Parcel Nos. 133-31-156A, 133-31-159P and 133-31-1610 for tax year 2013.

Chris Straub, Chief Civil Deputy County Attorney, stated the cases involved a challenge to the valuation of an apartment complex known as Green Leaf at Broadway located at 8800 East Broadway Boulevard, for tax years 2012 and 2013. The proposed settlements would reduce the full cash value of Parcel No. 133-31-156A from its assessed value for tax years 2012 and 2013 and the legal classification and assessment ratios would remain unchanged. The value, classification, and assessment ratios for Parcel Nos. 133-31-159P and 133-31-1610 for both tax years 2012 and 2013 would remain unchanged and the settlement values for all three parcels for tax year 2013 would roll over to tax year 2014. In regard to Parcel No. 133-31-156A, the resulting rounded decreases would be \$15,380.00 for tax year 2012 based upon the 2012 tax rates and \$12,165.00 for tax year 2013 based upon the 2013 tax rates. As part of the settlements, both sides had agreed to bear their own attorney fees and litigation expenses. He stated that the Pima County Assessor and the Pima County Attorney's Office recommended the proposed settlements.

It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to accept the recommendation.

12. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of Ventana 20/20, L.P. v. Pima County regarding the following:
  - A. Arizona Tax Court Case No. TX2012-000142, 113 Tax Parcels for tax year 2013.
  - B. Arizona Tax Court Case No. TX2014-000301, 84 Tax Parcels for tax year 2014.

Chris Straub, Chief Civil Deputy County Attorney, stated the cases involved a challenge to the valuation of multi-family residential units located within the development known as the Greens at Ventana Canyon located on both the west and east sides of Kolb Road, north of Sunrise Road and south of Loews Ventana Canyon Resort, for tax years 2013 and 2014. The proposed settlements would reduce the full cash value of the subject parcels from their assessed value for tax years 2013 and 2014. The settlement value for tax year 2013 would not roll over to tax year 2014, and the settlement value for tax year 2014 would not roll over to tax year 2015. The legal classifications and assessment ratios would remain unchanged and the resulting rounded tax decrease would be approximately

\$63,385.00 for tax year 2013 based upon the 2013 tax rates for the 84 units Plaintiff owned as of December 31, 2013. The resulting rounded tax decrease would be approximately \$27,555.00 for tax year 2014 based upon the 2013 tax rates for the 74 units owned by Plaintiff. In the event the Plaintiff sold up to July 1, 2014, those additional units would be dismissed from the appeal, and the tax decrease for tax year 2014 would be reduced accordingly. As part of the settlement, both sides had agreed to bear their own attorney fees and litigation expenses. He stated that the Pima County Assessor and the Pima County Attorney's Office recommended the proposed settlement.

It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to accept the recommendation.

## **BOARD OF SUPERVISORS**

### **13. Proposal to Name an Unnamed Feature**

The Arizona State Board on Geographical and Historic Names has requested a recommendation regarding the proposed name of "Bear Down Mountain" for an unnamed feature in Pima County. (District 3)

The following speaker addressed the Board in opposition to the request:

- Christopher Cole

He offered the following comments:

- The owners of both properties on which the feature in question was located were opposed to this name.
- There were other more appropriate ways to honor University of Arizona Alumni.

It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to reject the proposed name.

## **COUNTY ADMINISTRATOR**

### **14. Quarterly Report on Collections**

Staff recommends acceptance of the Quarterly Report on Collections for the period ending March 31, 2014, and approval of the write-off requests in the amount of \$127,482.00.

Supervisor Miller questioned the policy regarding membership privileges of Library patrons whose fines had been written off.

Hank Atha, Deputy County Administrator, stated he would provide the Board with the Library Policy regarding conditions of membership status for individuals whose fines had been written off.

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

15. **Tucson Mountain Park Expansion Trails End-Robles Pass Arizona Preserve Initiative**

- A. RESOLUTION NO. 2014 - 64, of the Board of Supervisors, approving the application for Growing Smarter State Trust Land Acquisition Grant Funds for the purchase of 100 acres of reclassified State Trust land at public auction to expand Tucson Mountain Park.
- B. Staff requests approval of the application to Arizona State Parks for a matching grant.
- C. Staff requests approval of matching funds of approximately \$825,000.00 from the Starr Pass Environmental Enhancement Fund.

Supervisor Miller questioned the Parking Garage Fund and calculation of the Environmental Enhancement Fund.

Chuck Huckelberry, County Administrator, explained the Environmental Enhancement Fund and the funding mechanism for this transaction.

It was moved by Supervisor Elías, seconded by Supervisor Valadez and carried by a 4-1 vote, Supervisor Miller voted "Nay," to approve the item and adopt the Resolution.

**COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

16. **Affordable Housing and Homeless/ Special Needs Population Programs**

RESOLUTION NO. 2014 - 65, of the Board of Supervisors, authorizing certain staff to serve as the Certifying Officer and the Environmental Officer to execute federally required environmental review records for County's Community Development, Affordable Housing, and Homeless/Special Needs Populations Programs.

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to adopt the Resolution.

**DEVELOPMENT SERVICES**

17. **Plat Note Waiver**

The Board of Supervisors on May 6, 2014, closed the public hearing and continued the following:

Co12-71-60A, OSHRIN PARK SUBDIVISION (Lot 71)

Request of Coty Curry, for a waiver of plat note No. 8 of Oshrin Park (Bk. 27, Pg. 26) which states, "The owner hereby files a covenant running with the land that all

lots will be limited to one dwelling unit per gross acre until sewers are available.” The applicant requests to allow a second dwelling on Lot 71, which is 1.26 acres zoned SH and is located on the south side of Calle Paint, approximately 600 feet east of Cerius Stravenue, north of Pima Farms Road. Staff recommends APPROVAL WITH CONDITIONS. (District 1)

Staff recommended approval of the plat note waiver to allow a second residence on Lot 71, subject to the following conditions:

1. The owner/developer must secure approval from the Pima County Department of Environmental Quality to utilize an on-site sewage disposal system for the proposed second dwelling unit at the time a tentative plat, development plan, or request for building permit is submitted for review.
2. All proposed residential lots must have a minimum area of 43,560 square feet. A maximum of one-half of adjacent rights-of-way or easements may be used in the calculation of the area. The adjacent rights-of-way or easements must be suitable to absorb effluent; and all other design requirements must be satisfied.
3. The subject parcel shall be of sufficient size and designed in such a manner to accommodate the existing and proposed development, primary and reserve leach fields and septic tanks, while meeting all applicable setbacks for on-site sewage disposal.

Chris Poirier, Assistant Planning Director, reviewed the case and provided an updated staff report which indicated the owners had been cooperative and upon inspection the properties have been cleaned up.

It was moved by Supervisor Miller, seconded by Chair Bronson and unanimously carried by a 5-0 vote, to approve Co12-71-60A, with conditions.

## **FRANCHISE/LICENSE/PERMIT**

### **18. Liquor License**

09100232, Jeffrey Howard Roff, Whole Foods Market, 7133 N. Oracle Road, Tucson, Series 9S, Liquor Store Sampling License, Location Transfer.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the license and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

### **19. Liquor License**

07100209, Jeffrey Howard Roff, Whole Foods Market, 7133 N. Oracle Road, Tucson, Series 7, Beer and Wine Bar, Person Transfer and Location Transfer.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the license and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

20. **Fireworks Permit**

Troy Finley, Tucson Country Club, 2950 N. Camino Principal, Tucson, July 4, 2014 at 9:00 p.m.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and approve the permit.

21. **Fireworks Permit**

Jamie Throckmorton, Tucson International Raceway, 4300 E. Los Reales Road, Tucson, July 5, 2014 at 8:30 p.m.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and approve the permit.

22. **Fireworks Permit**

David Tibbitt, Ajo Gibson Volunteer Fire Department, Freeport Slag Dump, 400 Taladro, Ajo, July 4, 2014 at 6:00 p.m.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and approve the permit.

23. **Fireworks Permit**

Stephanie Paynter, Loews Ventana Canyon, 7000 N. Resort Drive, Tucson, July 4, 2014 at 8:30 p.m.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and approve the permit.

24. **Fireworks Permit**

Ryan Prosowski, Skyline Country Club, 5200 E. Saint Andrew Drive, Tucson, July 4, 2014 at 8:00 p.m.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and approve the permit.

25. **Extension of Premises/Patio Permit**

Eric Anthony Lopez, Putney's Sports Bar, 6090 N. Oracle Road, Tucson, Temporary Extension of Premises for July 25 and 26, 2014.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the permit and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

26. **Extension of Premises/Patio Permit**

Randy D. Nations, Hot Rods Old Vail, 10500 E. Old Vail Road, Tucson, Temporary Extension of Premises for July 19 and August 16, 2014.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the permit and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

**COUNTY ADMINISTRATOR**

27. **Bond Ordinance Amendment**

ORDINANCE NO. 2014 - 31, of the Board of Supervisors of Pima County, Arizona, relating to General Obligation and Sewer Revenue Bond Projects, amending Ordinance No. 2004-18 Bond Implementation Plan, May 18, 2004 Special Election (as previously amended) for the purpose of amending the scope and implementation periods of certain projects.

The following speakers addressed the Board in support of the Bond Ordinance Amendment:

- Barbara Flemming, Gates Pass Area Neighborhood Association
- Ed Verburg, Tucson Mountains Association for Painted Hills and the Community Water Coalition
- Carolyn Campbell, Bond Advisory Committee

They offered the following comments:

- Appreciation of the Board's efforts to preserve the Painted Hills Area was expressed.
- Linking Painted Hills with Tucson Mountain Park was supported.
- Funding for Painted Hills had previously been approved but not used for that purpose because at the time no owners were willing to sell the desired properties.

Supervisor Miller agreed the land should be preserved, but could not support this action. She voiced concern about the cost, violating the trust of the voters by moving bond funds, and the uncertainty of receiving future funds from J.W. Marriott and the passage of future bond packages.

Chuck Huckelberry, County Administrator, clarified that the process to fund open space had been established in the Bond Ordinance and this allocation had been voted upon by the City of Tucson. Mr. Huckelberry also discussed alternate funding when the Acquisition Agreement came to the Board and should there be no bond authorization in November 2015.

It was moved by Supervisor Elías and seconded by Supervisor Valadez to close the public hearing and adopt the Ordinance. Upon roll call, the motion carried by a 4-1 vote, Supervisor Miller voted “Nay.”

## **DEVELOPMENT SERVICES**

### **28. Type II Conditional Use - Retail and Restaurant**

#### P21-14-005, KLINGLER TR - N. ORACLE ROAD

Request of Larry and Claire Klingler Trust, represented by Jeffrey Stanley, on property located at 16320 N. Oracle Rd., in the GR-1 Zone, for a conditional use permit for Retail and Restaurant uses, in accordance with Section 18.14.030B of the Pima County Zoning Code as a Type II conditional use permit. The Hearing Administrator recommends APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS. (District 1)

#### Standard Conditions and Requirements per the Pima County Zoning Code

1. Maximum floor area: two thousand square feet.

#### Special Conditions

1. This conditional use permit is for restaurant and/or retail uses, together with those ancillary activities that would normally and routinely accompany them. No other commercial uses (other than the Type I medical or professional office use) are allowed.
2. A Development Plan (DP) is required for the project; the proposed uses on the site will be constructed in general conformance with the version of the DP that was submitted by the applicant in conjunction with this conditional use permit application.
3. The proposed building is limited to one (1) story and shall be no more than two thousand (2,000) square feet in area.
4. A forty-inch (40”) tall decorative screenwall and associated eight-foot (8’) wide landscape buffer shall be established and maintained along the east boundary of the property to provide a suitable aesthetic buffer for the adjacent the single-family residence.

Jim Portner, Hearing Administrator, provided the staff report and stated no public comment had been received.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Chair Bronson and unanimously carried by a 5-0 vote, to close the public hearing and approve P21-14-005, subject to standard and special conditions.

## **TRANSPORTATION**

### **29. Traffic Ordinance**

ORDINANCE NO. 2014 - 32, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Camino De La Tierra in Pima County, Arizona. Staff recommends APPROVAL. (Districts 1 and 5)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Valadez and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Ordinance.

### **30. Traffic Ordinance**

ORDINANCE NO. 2014 - 33, of the Board of Supervisors, regulating traffic at the intersection of Deaver Road and Illinois Street in Pima County, Arizona. Staff recommends APPROVAL. (District 3)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Valadez and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Ordinance.

### **31. Traffic Ordinance**

ORDINANCE NO. 2014 - 34, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Campbell Avenue in Pima County, Arizona. Staff recommends APPROVAL. (District 1)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Valadez and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Ordinance.

## **COUNTY ADMINISTRATOR**

### **32. Microsoft Enterprise and Academic Licenses Agreement**

Staff recommends approval of the award of the Microsoft Enterprise and Academic Licenses Agreement (Requisition No. 14-363) to SHI International Corporation in an amount not to exceed \$7,066,856.40. Funding Source: Various Department and Library District Funds. Administering Department: Information Technology.

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

33. **Budget Decision Package G - Wildcat Dump Enforcement Allocation**

Staff requests an allocation for Budget Decision Package G, Wildcat Dump Enforcement, in the amount of \$245,515.00 for the Department of Environmental Quality to maintain the Wildcat Dump Enforcement Unit within the Department.

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

34. **Update on Star Valley Requirements and Recommended Process for Initiating the County's Option to Re-Plat**

Staff recommends the following:

- A. Approve the proposed Board of Supervisors Policy F.53.4, Subdivision Assurance Agreements - Time Extension, Substitute Assurance and Re-Platting.
- B. Direct staff to initiate the re-platting process for Star Valley as outlined in the proposed Policy, and conduct a review of other subdivisions with assurance defaults to determine appropriate actions to remedy.
- C. Direct staff to complete the actions necessary for the County to advance construction of Camino Verde to resolve traffic safety concerns related to the Star Valley developer's failure to construct this developer-obligated infrastructure.
- D. Direct staff to take all actions necessary to secure reimbursement from the Star Valley developer for all expenses related to Camino Verde construction and traffic signal installation at Valencia and Wade Roads.

The following speaker addressed the Board:

- David Godlewski, President, Southern Arizona Homebuilders Association

He offered the following comment:

- A request was made to delay the vote on this item to allow members of the Southern Arizona Homebuilders Association (SAHBA) to review the changes and impacts of this Policy change and that the list of affected projects be provided to SAHBA.

Chuck Huckelberry, County Administrator, recommended the Board approve the Policy, and that the Board could revisit if there were substantial comments from SAHBA.

Mr. Huckelberry also reported that repeated attempts to contact the Star Valley developer and secure commitments in accordance with agreed upon terms and conditions yielded no response.

Supervisor Miller agreed a policy was needed, but stated she had seen no documentation that the developer and the County had come to an agreement on terms and conditions.

It was moved by Supervisor Elías, seconded by Supervisor Carroll and carried by a 4-1 vote, Supervisor Miller voted "Nay," to approve the item.

## **HUMAN RESOURCES**

### **35. Meet and Confer Memorandum of Understanding**

Staff requests approval of the Meet and Confer Memorandum of Understanding with Service Employees International Union (SEIU), Arizona Local 48, for Fiscal Year 2014-15.

Maya Castillo, President, Service Employees International Union, provided a statement of support for the record.

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

## **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

### **36. Outside Agency Recommendation - Correction**

The Board of Supervisors approved the Outside Agency Funding Recommendation at their meeting on June 17, 2014.

General Services: Agency/Program/Funding Recommendation  
~~La Frontera Center, Inc.~~ Catholic Community Services of Southern Arizona, Inc.,  
d.b.a. Pio Decimo Center/Robles Community Connections/20,000

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

### **37. Rillito Water Improvement Project**

RESOLUTION NO. 2014 - 69, of the Board of Supervisors, for the commitment of staff and administrative resources as leverage for a FY 2013-14 Community Development Block Grant (CDBG) contingent upon a contract for the award of CDBG funds from the State of Arizona Department of Housing's Colonia Set-Aside Program to upgrade the infrastructure of the water system in the designated Colonia of Rillito.

It was moved by Supervisor Elías, seconded by Supervisor Valadez and unanimously carried by a 5-0 vote, to adopt the Resolution.

## **NATURAL RESOURCES, PARKS AND RECREATION**

### **38. Tortolita Mountain Park**

RESOLUTION NO. 2014 - 70, of the Board of Supervisors, approving and authorizing acceptance and recordation of the Arizona State Land Department Land Patent for the recently acquired second phase of the Tortolita Mountain Park expansion property and affirming the granting of a conservation easement in favor of Arizona State Parks over and upon said property.

It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to adopt the Resolution.

## **CONTRACT AND AWARD**

## **COMMUNITY SERVICES, EMPLOYMENT AND TRAINING**

39. SER-Jobs for Progress of Southern Arizona, Inc., to provide for workshops, U.S. DOL, ADES WIA Grant (90%) and General (10%) Funds, contract amount \$5,256.00 (CT-CS-14-466)

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

40. SER-Jobs of Progress of Southern Arizona, Inc., to provide workforce development staff at the Sullivan Jackson Employment Center, HUD (92%) and other Workforce (8%) Funds, contract amount \$552,582.00 (CT-CS-14-454)

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

41. Cope Community Service, Inc., d.b.a. Rise, L.L.C., to provide employment and training materials, U.S. DOL, ADES WIA Grant (45%) and other Workforce (55%) Funds, contract amount \$20,000.00 (CT-CS-14-506)

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

42. Catholic Community Services of Southern Arizona, Inc., d.b.a. Pio Decimo, Amendment No. 1, to provide for One Stop staff and amend contractual language, General Fund, contract amount \$4,000.00 (CT-CS-14-182)

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

43. Community Home Repair Projects of Arizona, Inc., Amendment No. 1, to provide for the Community Services Block Grant Program and amend contractual language, CSBG Fund, contract amount \$3,361.31 (MA-CS-14-69)

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

44. Chicanos Por La Causa, Inc., to provide for the Emergency Services Network Program, STCS/TANF (71.3%), General (16.4%) and CSBG (12.3%) Funds, contract amount \$65,860.00 (CT-CS-14-476)

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

45. American Indian Association of Tucson, Inc., to provide for the Emergency Services Network Program, STCS/TANF (71.3%), General (16.4%) and CSBG (12.3%) Funds, contract amount \$53,760.00 (CT-CS-14-475)

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

46. Arivaca Coordinating Council/Human Resource Group, Inc., to provide for the Community Services Block Grant Program, CSBG Fund, contract amount \$35,820.00 (CT-CS-14-488)

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

47. Arivaca Action Center, Inc., to provide for the Community Services Block Grant Program, CSBG Fund, contract amount \$8,460.00 (CT-CS-14-487)

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

48. International Sonoran Desert Alliance, to provide for the Community Services Block Grant Program - Housing, CSBG Fund, contract amount \$20,610.00 (CT-CS-14-494)

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

49. International Sonoran Desert Alliance, to provide for the Community Services Block Grant Program - Youth, CSBG Fund, contract amount \$20,610.00 (CT-CS-14-493)

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

50. The Salvation Army, to provide for the HUD Continuum of Care (CoC) Program - Project Advent, HUD Fund, contract amount \$138,933.00 (CT-CS-14-456)

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

51. Aspire Business Consultants, Inc., Amendment No. 2, to provide for financial and reporting accounting for Pima Vocational High School, extend contract term to 6/30/15 and amend contractual language, General Fund, contract amount \$50,000.00 (CT-CS-12-2267)

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

52. Nancy Chow, Amendment No. 3, to provide for afterschool academic tutoring instruction and extend contract term to 6/30/15, State Equalization Fund, contract amount \$50,000.00 (CT-CS-13-577)

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

53. Tucson Youth Development, Inc., Amendment No. 1, to provide for the Summer Youth Activities 2 Program and amend contractual language, U.S. DOL, ADES Fund, contract amount \$41,076.40 (CT-CS-14-415)

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

54. Tucson Urban League (TUL), Inc., Amendment No. 1, to provide for the Summer Youth Activities 2 Program, extend contract term to 2/28/15 and amend contractual language, no cost (CT-CS-14-417)

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

55. EXPRESS Services, Inc., d.b.a. EXPRESS Employment Consultants, Amendment No. 2, to provide substitute teachers to Pima Vocational High School and extend contract term to 6/30/15, State Equalization Fund, contract amount \$40,000.00 (CT-CS-12-2278)

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

56. Chris Nybakken, Director, d.b.a. The Nybakken Group, L.L.C., Amendment No. 1, to provide for the Youth Development Support Project and extend contract term to 6/30/15, State Equalization Fund, contract amount \$40,000.00 (CT-CS-13-625)

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

57. Jessica M. Estrada, Amendment No. 2, to provide special education services and extend contract term to 6/30/15, State Equalization Fund, contract amount \$30,000.00 (CT-CS-13-146)

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

58. Cochise Private Industry Council, to provide for the Youth CareerConnect Program, U.S. DOL Employment and Training Administration Fund, contract amount \$525,876.00 (CT-CS-14-538)

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

59. Yuma Private Industry Council, to provide for the Youth CareerConnect Program, U.S. DOL Employment and Training Administration Fund, contract amount \$484,289.00 (CT-CS-14-539)

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

60. The Good Shepherd, United Church of Christ, d.b.a. Sahuarita Food Bank, to provide for the Community Services Block Grant Project, CSBG Fund, contract amount \$13,500.00 (CT-CS-14-492)

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

61. JobPath, Inc., to provide for workforce development services, General Fund, contract amount \$431,473.00 (CT-ED-14-463)

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

62. **CONTRACTS**

A. **Economic Development and Tourism**

1. Tucson Regional Economic Opportunities (TREO), Inc., Amendment No. 1, to provide economic development for the Pima County region, extend contract term to 9/30/14 and amend contractual language, General Fund, contract amount \$112,500.00 (CT-ED-14-183)
2. Rillito Racing, Inc., to provide for the non-exclusive operation of Rillito Racetrack, contract amount \$14,000.00 revenue (CT-ED-14-537)

B. **Facilities Management**

Michael J. Vingelli, P.C., Amendment No. 5, to provide a lease agreement for property located at 33 N. Stone Ave., Suite 1800, extend contract term to 1/31/17 and amend contractual language, contract amount \$135,868.30 revenue (CTN -FM-CMS139848)

It was moved by Supervisor Elías and seconded by Supervisor Valadez to approve the contracts. No vote was taken at this time.

Supervisor Miller inquired whether a Board member would be appointed to have oversight over the racetrack and if past financials, which had been previously requested, were available.

Chuck Huckelberry, County Administrator, responded that this contract was a Lease with a non-profit therefore no Board member could be appointed to have oversight. He also stated that staff had been directed to provide the reports from the previous lease holder, and reports would be forth coming from the new lessee.

Supervisor Miller objected to the Tucson Regional Economic Opportunities (TREO), Inc. contract and could therefore not support the motion.

Upon the vote, the motion carried 4-1, Supervisor Miller voted "Nay."

63. **CONTRACTS**

A. **Fleet Services**

Arizona Department of Corrections, Amendment No. 3, to provide fuel and extend contract term to 7/7/15, contract amount \$20,800.00 estimated revenue (CTN-FS-13-13)

## B. Procurement

Sundt Construction, Inc., Amendment No. 20, to provide construction manager at-risk services for the Downtown Court Complex and amend contractual language, Certificates of Participation, contract amount \$2,462,735.00 (CT-FM-11042215-P)

It was moved by Supervisor Elías and seconded by Supervisor Valadez to approve the contracts. Supervisor Miller then made a substitute motion that the contracts be voted upon separately. The motion died for lack of a second.

Supervisor Miller stated she objected to approval of the Sundt Construction contract amendment.

Upon the vote, the motion carried 3-2, Supervisors Carroll and Miller voted "Nay."

## REAL PROPERTY

64. Landmark Title Assurance Agency of Arizona, L.L.C., as Trustee under Trust 18344-T, to provide for the Irvington Place Project, General Fund, contract amount \$10,130,874.00 (CT-PW-14-540)

Chuck Huckelberry, County Administrator, provided a summary of the project and recommended the first payment installment of the term acquisition be earmarked from the excess fund balance from Fiscal Year 2013/2014.

Supervisor Miller stated an independent feasibility study should be done that included a full market and financial analysis before starting the process. She said that accessibility to the Kino Sports Complex and other necessary amenities would be difficult and costly to achieve from this parcel. Supervisor Miller expressed doubt that the bond issue would pass and concern that without it there would be an increased burden to taxpayers and she could not support the acquisition.

The following speakers addressed the Board:

- Geri Ottoboni
- Atasha Lilly-Nolan
- Brian Connelly
- Greg Foster

They offered the following comments:

- Additional soccer fields were not needed.
- Support was expressed for the additional soccer fields.
- Additional soccer fields would provide the children and the community with safe, easily accessible places to practice and play.
- The proposed complex would give Tucson an advantage when attracting youth, amateur and professional soccer events.

It was moved by Supervisor Valadez and seconded by Supervisor Elías to approve this item with staff direction to use the excess fund balance from the Fiscal Year 2013/2014 budget for the down payment. No vote was taken at this time.

Supervisor Carroll clarified that he had protested to the use of funds from road repair to build soccer fields and acknowledged that those funds would remain intact, regardless of the outcome of the vote on this item.

Chair Bronson directed staff to provide the Board with responses to the questions posed regarding demand and economic benefits and the research that had been done regarding construction of additional soccer fields.

Upon roll call, the motion carried by a 3-2 vote, Supervisors Carroll and Miller voted "Nay."

65. RESOLUTION NO. 2014 - 71, of the Board of Supervisors, approving and authorizing the execution of an agreement relating to the operation of a portion of the former Roger Road Sewage Treatment Plant between the Arizona Board of Regents on behalf of the University of Arizona, and Pima County. No cost. (CT-PW-14-550)

It was moved by Supervisor Elías, seconded by Supervisor Valadez and unanimously carried by a 5-0 vote, to adopt the Resolution.

#### **SCHOOL SUPERINTENDENT**

66. County School Superintendents of Maricopa, Yavapai, Gila, Navajo and Pima Counties, to provide for the creation and implementation of the Arizona Education and Technology Consortium (AzETC), Federal Fund, contract amount \$29,000.00 (CT-SS-14-519)

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

#### **GRANT APPLICATION/ACCEPTANCE**

67. **Acceptance - Community Services, Employment & Training**

Arizona Community Action Agency, to provide for the AZ Community Action Association - 2014-15 Utility Assistance Programs, Utility Repair Replacement Deposit, SWG Bill Assistance Program, TEP Bill Assistance Program and Home Energy Assistance Fund, \$224,533.00

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

68. **Acceptance - Health**

Arizona Department of Health Services, to provide for Tobacco Education and Prevention Services, Centers for Disease Control Fund, \$1,117,000.00

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

69. **Acceptance - Health**

Pima Council on Aging, to provide for nursing care for the elderly at congregate meal sites, U.S. Department of Health and Human Services Fund, \$22,922.00

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

70. **Acceptance - County Attorney**

Arizona Department of Public Safety, to provide services under the 2015 Arizona Department of Public Safety, Victims of Crime Act (VOCA), U.S. Department of Justice Fund, \$199,569.00

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

71. **Acceptance - Natural Resources, Parks and Recreation**

U.S. Department of the Interior-Fish and Wildlife Services, to provide for the Landowner Agreement Verdugo Wildlife Drinker and Lord's Ranch, \$28,000.00

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

72. **Acceptance - Sheriff**

Arizona Department of Public Safety, to provide for two Detention Liaison Officers, \$100,000.00

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

73. **Acceptance - Health**

Early Childhood Health and Development Board, Amendment No. 3, to provide for First Things First - Child Care Health Consultation Program, \$498,075.00

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

74. **Acceptance - Health**

Early Childhood Health and Development Board, Amendment No. 3, to provide for the First Things First - CCHC - TA Program, \$99,999.00

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

75. **Acceptance - Office of Medical Services**

SEARCH Group, Inc., Amendment No. 2, to provide for a sub-grant program, no cost

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

76. **Acceptance - Sheriff**

Arizona Department of Homeland Security, reduction in funding for services approved in the grant application titled "OPSG Equipment", U.S. Department of Homeland Security Fund, \$118,000.00 reduction

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

**BOARD, COMMISSION AND/OR COMMITTEE**

77. **Election Integrity Committee**

- Reappointment of Tom Ryan. Term expiration: 7/31/16. (District 3)
- Reappointment of Arnold B. Urken. Term expiration: 7/31/16. (County Administrator)

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

78. **Fair Horse Racing Commission**

Appointment of Ramon Bazarro, to fill the expired term of Burton J. Kinerk. Term expiration: 1/18/16. (District 1)

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

## **FRANCHISES/LICENSES/PERMITS**

### **79. Extension of Premises/Patio Permit**

Scott A. Busse, Territorial, 3727 S. Palo Verde, Tucson, Temporary Extension of Premises for July 12 and 13, 2014.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to close the public hearing, approve the permit and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

### **80. Extension of Premises/Patio Permit**

Michael Joseph Basha, AJ's No. 122, 2805 E. Skyline Drive, Tucson, Temporary Extension of Premises for July 19, 2014.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to close the public hearing, approve the permit and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

## **HEALTH**

### **81. Pima County Code Text Amendment**

ORDINANCE NO. 2014 - 35, of the Board of Supervisors, relating to animals; amending the Pima County Code by amending Chapter 6.04 (Animal Control Regulations) Sections 6.04.090 and 6.04.180 to authorize the Pima Animal Care Center to release unclaimed, unaltered animals to a duly incorporated humane society or other nonprofit corporate organization devoted to the welfare, protection and humane treatment of animals.

Without objection, this item was removed from the agenda.

## CONSENT CALENDAR

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

The Chair inquired whether anyone wished to address the Board on any item listed on the Consent Calendar. No one appeared.

### 83. Approval of the Consent Calendar

#### PULLED FOR SEPARATE ACTION

## CONTRACT AND AWARD

### Procurement

#### 36. Award

Amendment of Award: MA 12-622, Version 6, Technology Providers Inc., to increase the contract amount by \$2,006,000.00 to provide for the requirements of the audio and video equipment and installation services for the Downtown Courts Complex. Funding Source: General Fund. Administering Department: Facilities Management.

Without objection, this item was continued to the Board of Supervisors' Meeting of August 5, 2014.

## CONTRACT AND AWARD

### Procurement

#### 37. Award

Low Bid: Award of Contracts, Requisition No. 14-274, in the annual amount of \$550,770.00 for electrical supplies to the vendors and amounts listed below. The contract terms are for one year and include four one-year renewal periods. The award includes the authority for the Procurement Department to reallocate the award amounts among the contracts considering actual usage and anticipated requirements without further action by the Board of Supervisors provided that the sum of the revised contract amounts does not exceed the sum of the contract award amount of \$550,770.00. Funding Source: General and RWRD Enterprise Funds. Administering Department: Facilities Management and Regional Wastewater Reclamation.

#### MA NO/ VENDOR(HEADQUARTERS)/ PRIMARY SECONDARY AWARD/ GROUPS/ DESCRIPTION/ ANNUAL AWARD AMOUNT

14-492/ Consolidated Electrical Distributors, d.b.a. Hussar Electric Supply (Irvington, TX)/ Primary/ 1, 4, 5, 6/ Ballasts, Lamps, Receptacles, Switches, Terminals, Wire Nut Connectors, Electrical Wire and Square D Circuit Breakers/ \$345,200.00

14-493/ H.D. Supply (Orlando, FL)/ Primary/ 2, 3, 7, 8/ Fuses, Junction Boxes, Conduit, Fittings, General Electric Circuit Breakers and Westinghouse/Cutler Hammer Circuit Breakers/ \$155,500.00

14-494/ Consolidated Electrical Distributors, d.b.a. Hussar Electric Supply (Irvington, TX)/ Secondary/ 2, 3/ Fuses, Junction Boxes, Conduit and Fittings/ \$9,490.00  
14-495/ Electric Supply Inc. (Phoenix, AZ)/ Secondary/ 6/ Square D Circuit Breakers/ \$5,740.00  
14-496/ Graybar Electric Co., Inc. (St. Louis, MO)/ Secondary/ 7, 8/ General Electric Circuit Breakers and Westinghouse/Cutler Hammer Circuit Breakers/ \$6,060.00  
14-497/ H.D. Supply (Orlando, FL)/ Secondary/ 1, 4, 5/ Ballasts, Lamps, Receptacles, Switches, Terminals, Wire Nut Connectors and Electrical Wire/ \$28,780.00  
TOTAL ANNUAL AWARD AMOUNT FOR INVITATION FOR BID \$550,770.00

Without objection, this item was removed from the agenda.

\* \* \*

### **PULLED FOR SEPARATE ACTION BY SUPERVISOR MILLER**

It was moved by Supervisor Miller, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to pull Consent Calendar Item Nos. 1 and 68 for separate discussion and vote.

### **CONTRACT AND AWARD**

#### **Community and Economic Development**

1. Humane Borders, Inc., to provide for water distribution services in remote areas, Contingency Fund, contract amount \$22,500.00 (CT-CED-14-522)

It was moved by Supervisor Elías and seconded by Supervisor Valadez to approve the item. No vote was taken at this time.

Supervisor Miller stated stations would be more useful if outfitted with phones to call for help rather than water due to vandalism to the water containers and she could not support this item.

The following speaker addressed the Board:

- Dinah Bear, Humane Borders

She offered the following comments:

- The number of children crossing the border had increased.
- Humane Borders was in the process of seeking approval for additional stations near the border.
- Although there had been occasional vandalism, the stations were not regularly damaged enough to cause high water loss and incidents of vandalism had declined.

Upon roll call, the motion carried by a 3-2 vote, Supervisors Carroll and Miller voted "Nay."

## **Real Property**

### **68. Condemnation**

RESOLUTION NO. 2014 - 68, of the Board of Supervisors, authorizing the Pima County Attorney to condemn real property interests where necessary for Nogales/Old Nogales Intersection improvements in Section 6 of T16S, R14E, G&SRM. (District 2)

Supervisor Miller inquired about the amount of land involved and communication with the owner.

Priscilla Cornelio, Transportation Director, explained the project location and replied she did not have the exact size of the parcels, but they were not large. She also reported the owner of Parcel A could not be identified.

Neil Konigsberg, Real Property Manager, stated it was the policy of the department to receive authorization to condemn while continuing negotiation with the property owner for acquisition.

It was moved by Supervisor Valadez, seconded by Supervisor Elías and carried by a 4-1 vote, Supervisor Miller voted "Nay," to adopt the Resolution.

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It was thereupon moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the remainder of the Consent Calendar as amended.

\* \* \*

## **CONTRACT AND AWARD**

### **Community and Economic Development**

1. Humane Borders, Inc., (PULLED FOR SEPARATE ACTION)

### **Community Development and Neighborhood Conservation**

2. International Sonoran Desert Alliance, Amendment No. 2, to provide for the Ajo Plaza Reborn Project and amend contractual language, CDBG Fund, contract amount \$30,000.00 (CT-CD-13-675)

## **Community Services, Employment and Training**

3. DK Advocates (DKA), Inc., to provide workforce development services, U.S. DOL, ADES WIA Grant Funds (90%) and other Workforce Funds (10%), contract amount \$67,337.44 (CT-CS-14-439)
4. DK Advocates (DKA), Inc., to provide for One Stop staff, U.S. DOL, ADES WIA Grant Funds (90%) and other Workforce Funds (10%) contract amount \$67,337.44 (CT-CS-14-440)
5. Portable Practical Education Preparation (PPEP), Inc., to provide for One Stop staff, U.S. DOL, ADES WIA Grant Funds (90%) and other Workforce Funds (10%), contract amount \$443,428.00 (CT-CS-14-441)
6. Tucson Urban League (TUL), Inc., to provide for One Stop staff, U.S. DOL, ADES WIA Grant Funds (90%) and other Workforce Funds (10%), contract amount \$216,570.50 (CT-CS-14-445)
7. Tucson Youth Development (TYD), Inc., to provide for One Stop staff, U.S. DOL, ADES WIA Grant Funds (90%) and other Workforce Funds (10%), contract amount \$408,784.00 (CT-CS-14-446)
8. Tucson Urban League (TUL), Inc., to provide workforce development services, U.S. DOL, ADES WIA Grant Funds (90%) and other Workforce Funds (10%), contract amount \$66,029.00 (CT-CS-14-447)
9. SER-Jobs for Progress of Southern Arizona, Inc., to provide workforce development and education services, U.S. DOL, ADES WIA Grant Funds (90%) and other Workforce Funds (10%), contract amount \$395,662.00 (CT-CS-14-448)
10. CODAC Behavioral Health Services of Pima County, Inc., to provide for the HUD Continuum of Care (CoC) Program - Project Advent, HUD Fund, contract amount \$140,846.00 (CT-CS-14-457)
11. Our Family Services, Inc., to provide for the HUD Continuum of Care (CoC) Program - La Casita, HUD Fund, contract amount \$67,258.00 (CT-CS-14-460)
12. SER-Jobs for Progress of Southern Arizona, Inc., to provide for One Stop staff, U.S. DOL, ADES WIA Grant Funds (90%) and other Workforce Funds (10%), contract amount \$281,877.00 (CT-CS-14-470)
13. SER-Jobs for Progress of Southern Arizona, Inc., to provide general services workforce One Stop staff, U.S. DOL, ADES WIA Grant Funds (90%) and other Workforce Funds (10%), contract amount \$805,121.00 (CT-CS-14-471)

14. Interfaith Community Services, to provide for the Emergency Services Network Program, STCS/TANF (71.3%), General (16.4%) and CSBG (12.3%) Funds, contract amount \$98,706.30 (CT-CS-14-473)
15. Primavera Foundation, Inc., to provide for the Emergency Services Network Program, STCS/TANF (71.3%), General (16.4%) and CSBG (12.3%) Funds, contract amount \$82,620.00 (CT-CS-14-474)
16. Portable Practical Educational Preparation (PPEP), Inc., to provide for the Emergency Services Network Program, STCS/TANF (71.3%), General (16.4%) and CSBG (12.3%) Funds, contract amount \$63,380.00 (CT-CS-14-477)
17. Tucson Urban League, Inc., to provide for the Emergency Services Network Program, STCS/TANF (71.3%), General (16.4%) and CSBG (12.3%) Funds, contract amount \$48,820.00 (CT-CS-14-478)
18. Arizona Housing and Prevention Services, Inc., to provide for the Emergency Services Network Program, STCS/TANF (71.3%), General (16.4%) and CSBG (12.3%) Funds, contract amount \$66,820.00 (CT-CS-14-479)
19. Community Home Repair Projects of Arizona, Inc., to provide for the Community Services Block Grant Program, CSBG Fund, contract amount \$38,235.00 (CT-CS-14-486)
20. Catholic Community Services, d.b.a. St. Elizabeth's Health Center, to provide for the Community Services Block Grant Program, CSBG Fund, contract amount \$26,777.00 (CT-CS-14-489)
21. Community Food Bank, d.b.a. Ajo Community Food Bank, to provide for the Community Services Block Grant Program, CSBG Fund, contract amount \$14,060.00 (CT-CS-14-490)
22. Community Food Bank, d.b.a. Amado Community Food Bank, to provide for the Community Services Block Grant Program, CSBG Fund, contract amount \$14,400.00 (CT-CS-14-491)
23. Interfaith Community Services, to provide for the Community Services Block Grant Program, CSBG Fund, contract amount \$41,020.00 (CT-CS-14-495)
24. Greater Littletown Area Human Resources Group, Inc., to provide for the Community Services Block Grant Program, CSBG Fund, contract amount \$33,530.00 (CT-CS-14-496)
25. Catholic Community Services of Southern Arizona, Inc., d.b.a. Catholic Social Services, to provide for the Community Services Block Grant Program - Friends of Robles Junction, CSBG Fund, contract amount \$12,330.00 (CT-CS-14-497)

26. SER-Jobs for Progress of Southern Arizona, Inc., to provide basic education and ESL services, U.S. DOL, ADES WIA Grant Funds (90%) and other Workforce Funds (10%), contract amount \$162,500.00 (CT-CS-14-510)

### **Health**

27. Sunnyside Unified School District, Amendment No. 4, to provide childhood immunizations and extend contract term to 2/15/15, no cost (CTN-HD-12-100)
28. LexisNexis VitalChek Network, Inc., Amendment No. 1, to provide enhanced processing services and extend contract term to 1/31/15, no cost (CTN-HD-13-241)
29. Arizona Superior Court for Pima County, to provide public health nursing home visitation services for families referred by the Family Drug Court, contract amount \$23,920.00 revenue (CTN-HD-14-186)

### **Information Technology**

30. Sprint Spectrum, L.P., Amendment No. 4, to provide a Non-Exclusive Right-of-Way Use License Agreement for wireless communication facilities located at 3211 N. Soldiers Trail and 16120 S. La Cañada Drive and amend contractual language, no cost (CTN-IT-CMS140045)
31. Comcast of Arizona, Inc., Amendment No. 3, to provide for a Cable Television Non-Exclusive License Renewal Agreement, extend contract term to 12/14/24 and amend contractual language, contract amount \$21,212,000.00 estimated/10 year term revenue (CTN-IT-CMS141198)

### **Natural Resources, Parks and Recreation**

32. Arizona Superior Court in Pima County, Juvenile Court Center, Amendment No. 1, to provide juvenile work crew services, extend contract term to 6/30/16 and amend contractual language, General Fund, contract amount \$40,000.00 (CT-PR-14-10)
33. City of Tucson, Department of Transportation, Amendment No. 1, to provide for landscaping pots and extend contract term to 6/30/15, contract amount \$5,000.00 revenue (CTN-PR-14-5)
34. Marana Unified School District and Wildcat Golf Partners, L.L.C., to provide a License Agreement for use of the parking lot at Arthur Pack Regional Park, no cost/5 year term (CTN-PR-14-196)

## Procurement

35. **Award**  
Low Bid: Award of Contract, Requisition No. 14-286, Center For Disease Detection, L.L.C., (Headquarters: San Antonio, TX) for medical laboratory services in the annual amount of \$342,108.70. Contract is for a one-year term and includes four one-year renewal periods. The Procurement Director is authorized to execute term extensions and funding increases provided they do not exceed the annual funding amount of \$342,108.70 contemplated and authorized by this award. Funding Source: Health Department Special Revenue Fund. Administering Department: Health.
36. **Award**  
Amendment of Award: MA 12-622, Version 6, Technology Providers Inc., (PULLED FOR SEPARATE ACTION)
37. **Award**  
Low Bid: Award of Contracts, Requisition No. 14-274, (PULLED FOR SEPARATE ACTION)
38. WSM Architects, Inc., Amendment No. 9, to provide for the Fleet Services Facilities Project and amend contractual language, Certificates of Participation, contract amount \$16,051.00 (CT-FM-11046556-P) Facilities Management
39. ISS Facility Services, Inc., Amendment No. 2, to provide janitorial services for Downtown Facilities and amend contractual language, General Fund, contract amount \$30,600.00 (~~MA-PO-13-651~~ **MA-PO-12-651**) Facilities Management
40. ISS Facility Services, Inc., Amendment No. 2, to provide janitorial services for Outlying A Facilities and amend contractual language, General Fund, contract amount \$89,400.00 (MA-PO-12-652) Facilities Management
41. ISS Facility Services, Inc., Amendment No. 2, to provide janitorial services for Outlying B Facilities and amend contractual language, no cost (MA-PO-12-653) Facilities Management
42. ISS Facility Services, Inc., Amendment No. 2, to provide janitorial services for Ajo Facilities and amend contractual language, no cost (MA-PO-12-654) Facilities Management
43. New Image Building Services, L.L.C., Amendment No. 2, to provide janitorial services for the Abrams Facilities and amend contractual language, no cost (MA-PO-13-164) Facilities Management

44. Conmed Healthcare Management, Inc., Amendment No. 2, to provide correctional healthcare services and amend contractual language, General Fund, contract amount \$20,399.00 decrease (MA-PO-13-580) Office of Medical Services
45. LambTech, Inc., Amendment No. 3, to provide for system wide odor control program sampling, monitoring and performance evaluation support and extend contract term to 6/30/15, Wastewater Operations Fund, contract amount \$350,000.00 (MA-WW-12-741) Regional Wastewater Reclamation

### **Regional Wastewater Reclamation**

46. Arizona Board of Regents, University of Arizona, Amendment No. 4, to provide membership in the Industry/University Cooperative Research Center and extend contract term to 6/30/15, RWRD Enterprise Fund, contract amount \$30,000.00 (CT-WW-12-1218)
47. Arizona Board of Regents, University of Arizona, to provide for construction and operation of a Biosolids Processing, Transport and Management Demonstration Project at the Green Valley Wastewater Reclamation Facility, RWRD Enterprise Fund, contract amount \$220,552.00 (CT-WW-14-503)

### **Transportation**

48. Regional Transportation Authority, Amendment No. 3, to provide for design and construction of improvements to Valencia Road - Ajo Highway to Mark Road Project, extend contract term to 6/30/16 and amend contractual language, no cost (CTN-TR-CMS139818)

### **GRANT APPLICATION/ACCEPTANCE**

49. **Acceptance - Community Services, Employment & Training**  
U.S. Department of Housing and Urban Development, to provide for the 2013 Continuum of Care Program-Project Advent, \$409,073.00
50. **Acceptance - Community Services, Employment & Training**  
U.S. Department of Housing and Urban Development, to provide for the 2013 Continuum of Care Program-CASA, \$436,617.00
51. **Acceptance - Health**  
Early Childhood Health and Development Board, Amendment No. 2, to provide for the First Things First-Oral Health Program, \$247,500.00
52. **Acceptance - Health**  
AZ Department of Health Services, Amendment No. 1, to provide for dental sealants, no cost

53. **Acceptance - County Attorney**  
Arizona Criminal Justice Commission, to provide for the ACJC Drug, Gang and Violent Crime Control Grant, U.S. Department of Justice, Office of Justice Programs Fund, contract amount \$386,359.00
54. **Application - Sheriff**  
RESOLUTION NO. 2014 - 66, approving and authorizing submission of a grant proposal to the Governor's Office of Highway Safety for DUI Enforcement. This grant request will be for \$100,000.00.

#### **BOARD OF SUPERVISORS**

55. Approval of the Board of Supervisors' Meeting Schedule for the period September through December, 2014.

#### **BOARD, COMMISSION AND/OR COMMITTEE**

56. **Pima Vocational High School Board**  
Reappointments of Albert Garcia, Sharon Christy and Mary Fellows. Term expirations: 7/31/17. (Board recommendations)
57. **Pima County Animal Care Advisory Committee**  
Appointment of Pat Jacobs, representing the Tucson Kennel Club, to fill the vacancy created by Margaret Watson. Term expiration: 6/30/18. (Organizational recommendation)
58. **Pima County - Tucson Women's Commission**
- Appointment of Annie Sykes, to fill the vacancy created by Mohur S. Sidhwa. Term expiration: 12/31/16. (District 5)
  - Ratification of Reappointments: Maxine Goodman and Sheila Tobias. Term expirations: 5/19/18. (Commission recommendations)

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

59. Benjamin Jimenez, Knights of Columbus No. 8077, St. Elizabeth Ann Seton Church, 8650 N. Shannon Road, Tucson, June 28, 2014.
60. Jill Brooks Garcia, Angel Charity for Children, Inc., The Westin La Paloma Resort and Spa, 3800 E. Sunrise Drive, Tucson, December 13, 2014.

## ELECTIONS

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

### RESIGNATION-PRECINCT-PARTY

Karla M. Avalos-Soto-217-DEM

### APPOINTMENTS-PRECINCT-PARTY

Catherine F. Paredes-042-DEM; Walker Smith-068-DEM; Mary Kay Carlson-152-DEM; Laura Roth-Hogan-260-DEM

## FINANCE AND RISK MANAGEMENT

### 62. **Duplicate Warrants - For Ratification**

Bryan Lloyd Harford \$41.80; Cabot Norit Americas, Inc. \$18,917.50; Paul Ylvisaker \$108.12; Donald Lynn Gates \$145.67; Beauty Adun \$25.37; Javier F. Herrera \$19.00; Javier F. Herrera \$53.00; Apiradee Patricia Suthumcharu Yee \$15.58; The State of Arizona \$67.00; Yvette Melody Corral \$8.90; Dorothee Helen Harmon \$124.51

## TREASURER

### 63. **Certificates of Clearance**

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

Unsecured Mobile Homes:	\$ 45,035.87
Business Personal Property:	\$ <u>393,409.18</u>
TOTAL Unsecured Personal Property:	\$ 438,445.05

### 64. **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 Nos. 400272 - 400273	\$74,722.36
Personal Property	Abatement Nos. 500946 - 500960	<u>\$22,385.42</u>
	TOTAL	\$97,107.78

## REAL PROPERTY

### 65. **Abandonment by Vacation and Quit Claim Deed**

A. RESOLUTION NO. 2014 - 67, of the Board of Supervisors, for the vacation of those portions of public streets and drainageways located in Tucson Saguaro Estates and San Joaquin Estates, as Pima County Road Abandonment No. A-14-04, lying within Section 24, T14S, R11E, G&SRM, Pima County, Arizona. (District 3)

B. Quit Claim Deed to the United States of America, to convey all rights, title and interest in those specific public streets and drainage ways located in Tucson Saguaro Estates and San Joaquin Estates, as Pima County Road Abandonment No. A-14-04 lying within Section 24, T14S, R11E, G&SRM, Pima County, Arizona. No cost. (District 3)

66. **Public Utility Easement**

Tucson Electric Power Company, Qwest Corporation, d.b.a. CenturyLink QC and Cox Communications Arizona, L.L.C, to provide a right-of-way easement for the installation of underground utilities, Tax Parcel No. 304-69-046A, located in Section 3, T19S, R13E, G&SRM, Pima County, Arizona, \$1,100.00 revenue (District 4)

67. **Right-of-Way Easement**

Tucson Electric Power Company, to provide a right-of-way easement for the installation of underground electric facilities, Tax Parcel No. 140-39-7360, located in Section 14, T15S, R14E, G&SRM, Pima County, Arizona, \$100.00 revenue (District 2)

68. **Condemnation**

RESOLUTION NO. 2014 - 68, (PULLED FOR SEPARATE ACTION)

**REGIONAL WASTEWATER RECLAMATION**

69. **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:

Eegee's Incorporated, d.b.a. Eegee's No. 19, Case No. C2014-002. The proposed settlement of payment of \$941.67, the acquisition of a discharge permit, and the attendance of Pollution Prevention School is in accordance with the Industrial Wastewater Enforcement Response Plan.

**RATIFY AND/OR APPROVE**

70. Minutes: May 20, 2014 and June 3, 2014

Warrants: June, 2014

\* \* \*

**84. CALL TO THE PUBLIC**

The following speakers addressed the Board regarding Best Friends Community Cat Initiative:

- Peter Wolf, Best Friends Animal Society
- Jessica Shuman
- James Dean

They offered the following comments:

- Support for the Best Friends Community Cat Initiative was expressed.
- Trap, neuter and return programs were the only proven solution to reduce and stabilize feral or community cat populations.
- The grant from Best Friends would help eliminate needless killing of cats.

Mary Ann Murphy spoke regarding Green Valley and drainageway issues.

**85. ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:56 a.m.

\_\_\_\_\_  
CHAIR

ATTEST:

\_\_\_\_\_  
CLERK