



Pima County

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

Meeting Agenda Board of Supervisors

Tuesday, December 10, 2013

9:00 AM

Board of Supervisors' Hearing Room

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.

LIVE BROADCAST

Cable Channels.....Comcast 96;.....Cox 12 and 96
Webcast: 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 Bill Neil, The Door Christian Fellowship.

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

5. Presentation of a proclamation to Jennifer Nichols, Kassy Rodeheaver, Jennifer Caldwell and Toby Wehner, proclaiming the day of Tuesday, December 10, 2013 to be:

"PIMA COUNTY PUBLIC LIBRARY HONOREE'S DAY"

Attachments: [Proc LibraryHonoree's](#)

EXECUTIVE SESSION

(Clerk's Note: As of the posting date of 12/4/13, 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 IN REGULAR SESSION**CONSENT CALENDAR**

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

7. Approval of Consent Calendar

INDUSTRIAL DEVELOPMENT AUTHORITY

8. **Tucson Medical Center**
RESOLUTION NO. 2013 - **112**, of the Board of Supervisors of Pima County, Arizona approving the proceedings of the Industrial Development Authority of the County of Pima regarding the issuance of its debt obligations in a principal amount not to exceed \$16,000,000.00 for the benefit of Tucson Medical Center and declaring an emergency.

Attachments: [IDA ResoTucsonMedicalCenter](#)

TRANSPORTATION**9. Waiver of Development Impact Fee**

Pursuant to Pima County Code Section 19.03.070, the Church of God, represented by Maria Rascon, requests a waiver of the Roadway Development Impact Fee for the placement of an office on the property located at 5400 S. Palo Verde Road, in the San Xavier Impact Fee Benefit Area. (District 2)

Attachments: [TR_WaiverImpactFee-5400S.Paloverde](#)

***** HEARINGS *******TRANSPORTATION****10. Abandonment of County Highway**

RESOLUTION NO. 2013 - 113, of the Board of Supervisors of Pima County, abandoning a county highway within the incorporated limits of the City of Tucson for the Barrio Centro Neighborhood Association Project. (District 2)

Attachments: [TR_AbandonmentResolution](#)

11. CALL TO THE PUBLIC**12. ADJOURNMENT**

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

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 12/4/13 @11:00 a.m.

DATE/TIME REPOSTED (additional attachments only): 12/4/13 @ 5:00 p.m.

DATE/TIME REPOSTED (additional attachments only): 12/6/13 @ 4:15 p.m.

DATE/TIME REPOSTED (combined Agenda/Addendum): 12/9/13 @ 3:45 p.m.

ADDENDUM 1**PRESENTATION/PROCLAMATION**

1. Presentation of a proclamation to Dr. Alvin Lewis, proclaiming the day of Tuesday, December 10, 2013 to be: "DR. ALVIN LEWIS DAY"

Attachments: [Proc Dr.AlvinLewisDay](#)

EXECUTIVE SESSION

2. **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 DND Neffson Co., v. Pima County, Arizona Tax Court Consolidated Case Nos. TX2010-001404, TX2011-000399 and TX2012-000371, Tax Parcel Nos. 105-11-061A and 105-11-061B for tax years 2011, 2012 and 2013.

Attachments: [PCA_TaxCaseSettlements](#)

4. Pursuant to A.R.S. § 38-431.03(A) (3) and (4), for legal advice and direction regarding Sears Roebuck & Co., v. Pima County, Arizona Tax Court Consolidated Case Nos. TX2010-000829, TX2011-000400 and TX2012-000372, Tax Parcel No. 128-01-0040 for tax years 2011, 2012 and 2013.

Attachments: [PCA_TaxCaseSettlements](#)

5. Pursuant to A.R.S. § 38-431.03(A) (3) and (4), for legal advice and direction regarding Tupart II, L.L.C., v. Pima County, Arizona Tax Court Consolidated Case Nos. TX2011-000401 and TX2012-000606, Tax Parcel No. 133-22-424B for tax years 2012 and 2013.

Attachments: [PCA_TaxCaseSettlements](#)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**STADIUM DISTRICT BOARD**

6. **Contract**
Pima County Sports and Tourism Authority, Pima County and the **Pima County Stadium District**, Amendment No. 5, to provide for PCSTA activities, extend contract term to 6/30/14 and amend contractual language, no cost (CT-ED-13-266)

Attachments: [CT-ED-13-266](#)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**CONTRACT AND AWARD****ECONOMIC DEVELOPMENT AND TOURISM**

7. Pima County Sports and Tourism Authority, **Pima County** and the Pima County Stadium District, Amendment No. 5, to provide for PCSTA activities, extend contract term to 6/30/14 and amend contractual language, no cost (CT-ED-13-266)

Attachments: [CT-ED-13-266](#)

FACILITIES MANAGEMENT

8. Arizona Department of Economic Security, to provide a lease for property located at 2329 E. Ajo Way, contract amount \$200,449.80 revenue/5 year term (CTN-FM-14-91)

Attachments: [CTN-FM-14-91](#)

BOARD, COMMISSION AND/OR COMMITTEE

9. **Board of Adjustment, District 1**
Appointment of George D. Carroll, to replace Scott D. McDonald. Term expiration: 12/9/17.

Attachments: [BCC_BoardOfAdjustmentDistrict1Appointment](#)

***** HEARINGS *******BOARD OF SUPERVISORS**

10. UNFINISHED BUSINESS (9/17/13, 10/8/13, 10/15/13, 11/12/13 and 12/3/13)

Appeal of Review Officer's Decision

Pursuant to Board of Supervisor's Policy D 22.10, the Pima County Assessor appeals the decision of the Review Officer regarding the classification of Tax Parcel Nos. 109-25-006B, 109-25-006E, 110-10-001B, 110-10-001D, 110-10-002B and 110-10-005B to Legal Class 3 for Tax Year 2013.

Attachments: [BOS_ReviewOfficerReport109-25-006B et al](#)

[BOS_Appeal109-25-006B et al](#)

[BOS_12-3-2013ContinuationLtr-109-25-006B et al](#)

[BOS_12-10-13ContLtr109-25-006B et al](#)

FRANCHISES/LICENSES/PERMITS

11. **Extension of Premises/Patio Permit**
Randy D. Nations, Hot Rods Old Vail, 10500 E. Old Vail Road, Tucson,
Temporary Extension of Premises for December 14, 2013 and January
3, 2014.
Attachments: [FLP_EPHotRodsOldVail](#)

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

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 12/6/13 @11:00 a.m.

CONSENT CALENDAR DECEMBER 10, 2013

CONSENT CALENDAR, DECEMBER 10, 2013**CONTRACT AND AWARD****Community Development and Neighborhood Conservation**

1. Primavera Foundation, to provide a lease agreement for property located at 400 E. 26th Street, General Fund, contract amount \$250.00 revenue/25 year term (CTN-PW-14-33)

Attachments: [CTN-PW-14-33](#)

[CD_Correction](#)

Health

2. Arizona Department of Health Services, Amendment No. 2, to provide dental services and extend contract term to 12/31/13, no cost (CTN-HD-12-61)

Attachments: [CTN-HD-12-61](#)

Information Technology

3. American Towers, Inc., Amendment No. 1, to provide a license agreement for the communications facility at 7120 West Hidden Canyon Drive and extend contract term to 6/30/14, General Fund, contract amount \$75,000.00 (CT-IT-12-91)

Attachments: [CT-IT-12-91](#)

Office of Medical Services

4. Old Pueblo Community Services, Amendment No. 1, to provide for the Inside Out Recovery Partnership Program and extend contract term to 9/30/14, no cost (CT-OMS-14-128)

Attachments: [CT-OMS-14-128](#)

Procurement

5. The Ashton Company, Inc., Borderland Construction Company, Inc., Granite Construction Company, KE&G Construction, Inc. and Southern Arizona Paving and Construction Company, Amendment No. 5, to provide a job order master agreement for traffic signal, road intersection, paving and drainage improvements and extend contract term to 12/21/14, County HURF Fund, contract amount \$5,000,000.00 (MA-PO-12-226) Transportation

Attachments: [MA-PO-12-226](#)

6.

Award

Highest Scoring Firm: Award of Contract for Solicitation No. 109688 and approval to enter into negotiations with GLHN Architects and Engineers, Inc. (Headquarters: Tucson, AZ), the highest scoring respondent for design engineering services for improvements to Northside Regional Park (Rillito Regional Park). The contract shall be for 24 months in an amount not to exceed \$550,000.00. The contract may be extended for project completion. If 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: Kimley-Horn and Associates, Inc., Westland Resources, Inc., and Wheat-Scharf Associates, Inc., until a contract is executed or the list is exhausted. Funding Source: 2004 Bond Fund. Administering Department: Capital Project Management Office.

Attachments: [PO_Award109688](#)

7.

Award

Low Bid: Award of Contract, Solicitation No. 111098, in the amount of \$764,467.00 (Total Bid Amount) to the lowest responsive bidder, Quest Civil Constructors, Inc., (Headquarters: Phoenix, AZ) for construction of the Tres Rios WRF West Plant Primary Clarifier Mechanical Rehabilitation Project. Funding Source: RWRD Obligation Fund. Administering Department: Regional Wastewater Reclamation.

Attachments: [PO_Award111098](#)

GRANT APPLICATION/ACCEPTANCE

8.

Acceptance - Transportation

Governor's Office of Highway Safety, to provide for two radar speed display signs, materials and supplies, U.S. Dept. of Transportation, \$12,740.00.

Attachments: [GR_GrantReport](#)

[GR_Governor'sOfficeofHighwaySafety](#)

BOARD, COMMISSION AND/OR COMMITTEE

9.

Deem Inactive and Abolish

Staff requests the following Pima County Boards, Commissions and/or Committees be deemed inactive and officially abolished:

- Binghampton Historic District Advisory Board
- Bond Program Audit Committee
- Budget Review Committee
- Community Housing Bond Oversight Advisory Committee
- Ethics Commission
- Metropolitan Tucson Commission on Urban Native American Affairs
- Rillito Regional Park Advisory Committee

Attachments: [BCC_AgendaMemoToAbolish](#)

- 10. Flood Control District Advisory Committee**
Ratification of Town of Oro Valley appointment: Mike Todnem to replace Paul R. Jungen. No term expiration. (Jurisdictional recommendation)

Attachments: [BCC_FloodControlDistrictAdvisory](#)

- 11. Metropolitan Energy Commission**
Appointment of Javier Lopez, to fill the unexpired term of Stephanie Codd Anderson. Term expiration: 11/30/14. (Commission recommendation)

Attachments: [BCC_MetropolitanEnergyCommissionAppt](#)

ELECTIONS

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

RESIGNATION-PRECINCT-PARTY

Janice Barcklow-101-REP

APPOINTMENTS-PRECINCT-PARTY

Nate V. Terani-149-DEM

Lee V. Fairman-084-REP

Nancy J. Haak-183-REP

Ralph D. Haak-183-REP

Attachments: [EL_PrecinctCommitteemen](#)

FINANCE AND RISK MANAGEMENT

- 13. Duplicate Warrants - For Ratification**
Unmanned Vehicle University \$1,500.00; Jack Eugene Kincaid \$37.83; Viola Estelle Wilson \$98.70; Viola Estelle Wilson \$32.90; Mark Dean Mace \$220.00; Kropp Holdings, Inc. \$2,326.42; Kropp Holdings, Inc. \$2,768.74; Allstaff Services, Inc. \$832.32; Zephyr Window Coverings, Inc. \$1,544.94; Tamara C. Smith \$70.00; Nancy L. & Robert W. Harral Jr. \$950.00; Redburn Tire Co. \$2,270.54; Thim Utility Co. \$112.04; David William Hansen \$10.68

Attachments: [FN_ReplacementWarrants](#)

COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

14. **Assignment of Performance Deed of Trust with Release**
La Frontera Partners, Inc. and The Tucson Urban League Incorporated,
to provide an Assignment of Performance Deed of Trust with Release
for the Sunnyside Pointe Development, L.L.C. Project, no cost
(District 5)
Attachments: [CD_PerformanceDeedofTrustRelease](#)

RATIFY AND/OR APPROVE

15. Minutes: November 5, 2013 and November 12, 2013
Attachments: [COB_11-05-13DraftMinutes](#)
 [COB_11-12-13DraftMinutes](#)