

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, August 6, 2013. Upon roll call, those present and absent were as follows:

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

Also Present: Chuck Huckelberry, County Administrator
 Chris Straub, Chief Deputy County Attorney
 Mary Jo Furphy, Deputy Clerk of the Board
 James Ogden, Sergeant at Arms

*Chairman Valadez was in attendance until 10:00 a.m.

1. RIPARIAN HABITAT MITIGATION PLAN

Staff requests approval of a Riparian Habitat Mitigation Plan and in-lieu fee of \$2,913.15 for property located at 10235 North Blue Bonnet Road within important riparian area with underlying Xeroriparian Class C and Xeroriparian Class C Habitat. (District 1)

It was moved by Supervisor Bronson, seconded by Supervisor Carroll and 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 11:20 a.m.

CHAIRMAN

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, August 6, 2013. Upon roll call, those present and absent were as follows:

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

Also Present: Chuck Huckelberry, County Administrator
 Chris Straub, Chief Deputy County Attorney
 Mary Jo Furphy, Deputy Clerk of the Board
 James Ogden, Sergeant at Arms

*Chairman Valadez was in attendance until 10:00 a.m.

1. **GRANT ACCEPTANCE**

~~Institute of Museum and Library Sciences~~ **Arizona State Library, Archives and Public Records Agency** to provide for the Self-Employment and Micro-Enterprise Initiative, in the amount of \$60,000.00.

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

2. **GRANT ACCEPTANCE**

~~Institute of Museum and Library Science~~ **Arizona State Library, Archives and Public Records Agency** to provide for Southwest Books of the Year, in the amount of \$4,500.00.

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

3. **GRANT ACCEPTANCE**

~~Institute of Museum and Library Science~~ **Arizona State Library, Archives and Public Records Agency** to provide for the Making Wise Decisions Program, in the amount of \$73,500.00.

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

4. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:20 a.m.

CHAIRMAN

ATTEST:

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, August 6, 2013. Upon roll call, those present and absent were as follows:

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

Also Present: Chuck Huckelberry, County Administrator
 Chris Straub, Chief Deputy County Attorney
 Mary Jo Furphy, Deputy Clerk of the Board
 James Ogden, Sergeant at Arms

*Chairman Valadez was in attendance until 10:00 a.m.

1. INVOCATION

To be offered by Reverend Lois Blei, Eastside Assembly of God.

2. PLEDGE OF ALLEGIANCE

All present joined in the Pledge of Allegiance.

3. PAUSE 4 PAWS

Kim Janes, Division Manager of the Pima Animal Care Center presented the Poster Dog for the Licensing Awareness Program. The Pima County Animal Care Center showcased an animal available for adoption.

PRESENTATION/PROCLAMATION

4. Presentation of a proclamation to Tracy L. Koslowski, Drexel Heights Fire District, proclaiming August 1 through August 31, 2013 to be: "DROWNING IMPACT AWARENESS MONTH"

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

Supervisor Bronson made the presentation to Tracy L. Koslowski and congratulated her on receiving national recognition as an educator.

5. Presentation of a proclamation to Sharon Chadwick and ~~Mary~~ **Marty** McCune, Tucson Pima County Historical Commission, proclaiming the month of August and the day of Tuesday, August 20, 2013 to be: "THE 238TH ANNIVERSARY OF THE CITY OF TUCSON"

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

Supervisor Elías made the presentation to Marty McCune who thanked the Board and invited the community to the events planned for the Anniversary.

COUNTY ADMINISTRATOR

6. **Classification and Compensation**

The Regional Wastewater Reclamation Department requests approval to create the following new classification, associated costs will be borne by the department from within its current budget:

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

2784/Wastewater Operations & Maintenance Technician - Team Lead/F1 (\$37,292 - \$61,194)/7/NE* *NE = Not Exempt, Paid Overtime

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

7. **Classification and Compensation**

The Stadium District/Kino Sports Complex requests approval to create the following new classification, associated costs will be borne by the department from within its current budget:

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

9909/Events Worker/MS (\$7.80 - \$25.00)/8/NE*

*NE = Not Exempt, Paid Overtime

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

ECONOMIC DEVELOPMENT AND TOURISM

8. **Pima Air and Space Museum**

Staff requests approval of the proposed construction of new restrooms and an operations shop at the Pima Air and Space Museum.

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

9. **Southern Arizona Raceway**

Staff requests approval and release of the Lease Auction Bid Package for a new multi-use raceway located on 400 acres near Pima County Fairgrounds within the Southeast Regional Park.

Chuck Huckelberry, County Administrator, reported staff had conducted a public meeting to receive input on the proposed raceway, drafted a lease document and was seeking direction to advertise and accept proposals for the lease of the County owned property.

Supervisor Miller questioned the provisions of the the draft lease document specifically if there would be a termination clause, how the estimated revenue had been calculated, whether the County should establish the noise control methodology and whether an assessment should be conducted on the condition of the property when leased. Supervisor Miller asked for clarification of the wording minimum private vs. public investment.

Mr. Huckelberry explained the revenue calculation and that the County should be setting decibel levels not providing instruction on how to reach those levels. He also stated an assessment had been done and that the vendor would need to certify that the land was environmentally sound at the end of the lease.

Neil Konigsberg, Real Property Manager, stated the lease had a provision for a performance bond to ensure project completion.

Supervisor Elías stated he had concerns as this project covered a large amount of land and because the corridor would be impacted by noise and traffic due to the use of the property. He encouraged continued public disclosure and comments, and stated he supported the project.

Richard Anderson, an architect and raceway designer, stated motorsports generate revenue for the local economy by hosting multiple events which draw national and international crowds.

On consideration, it was moved by Supervisor Carroll, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

INDUSTRIAL DEVELOPMENT AUTHORITY

10. **Desert Heights Charter School Project**

RESOLUTION NO. 2013 - 63, 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 not-to-exceed \$15,000,000.00 education facility revenue and refunding bonds (Desert Heights Charter School Project), Series 2013 and declaring an emergency.

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to adopt the Resolution.

HUMAN RESOURCES

11. 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 2013-14.

John Becerra, SEIU Chapter Chairperson, addressed the Board in support of the Memorandum of Understanding and felt this was a signification step forward for employees and taxpayers.

It was moved by Supervisor Elías, seconded by Vice Chair Bronson and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

TRANSPORTATION

12. Acceptance of Project/Roadway for Maintenance

P1212-026, Sequence No. 20122480316, Las Campanas, Block C, Phase 1B1, Lots 46 - 57 and Common Area A. Developer: DOWL HKM. (District 4)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

BOARD OF SUPERVISORS

13. Appeal of Review Officer's Decision

The Board of Supervisors, on August 6, 2013, continued the following:

Pursuant to Board of Supervisor's Policy D 22.10, Luis Mena appeals the decision of the Review Officer regarding the classification of Tax Parcel No. 116-16-069A to Legal Class 4.1 for Tax Year 2013.

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to continue the appeal to the Board of Supervisors' Meeting of September 3, 2013.

FRANCHISE/LICENSE/PERMIT

14. Liquor License

13-10-9152, Steve Gregory Toapha, Dominick's Real Italian, 8330 N. Thornydale Road, No. 170, Tucson, Series 12, Restaurant, New License.

The Vice 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 4-0 vote, Chairman Valadez absent, to close the public hearing, approve the license and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

15. Liquor License

13-11-9153, Jeffrey Stuart Bridge, J and J It's Greek To Me, 15920 N. Oracle Road, Suite 120, Tucson, Series 12, Restaurant, New License.

The Vice 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 4-0 vote, Chairman Valadez absent, to close the public hearing, approve the license and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

17. Extension of Premises/Patio Permit

Randy D. Nations, Hot Rods Old Vail, 10500 E. Old Vail Road, Vail, Temporary Extension of Premises for September 5 and 19, 2013.

The Vice 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 4-0 vote, Chairman Valadez absent, to close the public hearing, approve the permit and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

18. Agent Change/Acquisition of Control/Restructure

13-02-0039, Priscilla Storm, Old Tucson Company, 201 S. Kinney Road, Tucson, Acquisition of Control and Agent Change.

The Vice 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 4-0 vote, Chairman Valadez absent, to close the public hearing, approve the permit and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

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

Myron Christopher Squires, 1055 Brew Works, L.L.C., 3810 E. 44th Street, No. 315, Tucson, AZ, Temporary Extension of Premises for August 17, 24, and 31, 2013.

The Vice 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 4-0 vote, Chairman Valadez absent, to close the public hearing, approve the permit and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

PROCUREMENT

20. **Appeal of the Procurement Director's Decision**

Pursuant to Pima County Code Section 11.20.010(J), Oracle Control Systems, Inc. and Vic's HVAC Repair, L.L.C. appeal the decision of the Procurement Director regarding Solicitation No. 95799 - HVAC Services for Residential Homes.

George Widugiris, Procurement Director, explained the bid and stated the two appellants felt the wording in the offer agreement was ambiguous and not clear regarding submission requirements. He stated those requirements were standard in this type of bid. He reported that had Vic's HVAC and Oracle Control been deemed responsive, they would have been the second and third lowest bidder, respectively. Mr. Widugiris stated the low bidder had been responsive and had met all requirements.

Victor Corrales, appellant and owner of Vic's HVAC Repair, L.L.C., stated that he had all of the requested documentation but had not understood that copies of his documents were to be included in the bid package and asked whether the requirement could be waived.

On consideration, it was moved by Supervisor Miller, seconded by Supervisor Carroll to close the hearing and uphold the decision of the Procurement Director. No vote was taken at this time.

Supervisor Elías questioned the number of bidders that had responded to the bid and stated that something was wrong if multiple companies made the same mistake.

Upon the vote, the motion carried 2-2, Supervisor Elías and Vice Chair Bronson voted "Nay" and Chairman Valadez was absent.

Chris Straub, Chief Deputy County Attorney, stated that according to Board of Supervisors' Rule F.3, a tie vote would result in the postponement of consideration of a matter until the next regular scheduled meeting.

It was thereupon moved by Supervisor Elías, seconded by Supervisor Carroll and carried by a 4-0 vote, Chairman Valadez absent, to continue the appeal to the Board of Supervisors' Meeting of September 3, 2013.

DEVELOPMENT SERVICES

21. Zoning Code Text Amendment

The Board of Supervisors on May 7, 2013, continued the following:

Co8-13-01, HOME OCCUPATION CODE TEXT AMENDMENT

An ordinance of the Pima County Board of Supervisors relating to Zoning (Title 18); amending the Pima County Code by amending Chapter 18.09 (General Residential and Rural Provisions), Section 18.09.030 (Home Occupations) to allow home baked and confectionary goods. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Cook and Smith absent) to recommend APPROVAL. Staff recommends APPROVAL. (All Districts)

If approved, pass and adopt: ORDINANCE NO. 2013 - 26

Chris Poirer, Assistant Planning Director, reported that further studies regarding home occupations would be conducted as part of the Comprehensive Plan Review Project. He stated that staff now recommended against approval of the Ordinance.

Judith Meyer, Tucson Mountains Association, supported the recommendation to further study this matter.

The Vice Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Carroll, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to close the public hearing and deny approval of the Ordinance.

22. Type III Conditional Use Permit

P21-13-013, GRINGO PASS INC - N. HIGHWAY 85

Request of Campbell A&Z, L.L.C. (on behalf of Verizon Wireless), on property located at 210 N. Highway 85 (Parcel No. 401-51-002D) in Lukeville, Arizona, in the RH Zone, for a Conditional Use Permit for a Communication Tower, in accordance with Section 18.07.030H2e of the Pima County Zoning Code as a Type III Conditional Use Permit. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Mangold and Johns absent) to recommend APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS. The Hearing Administrator recommends APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS. (District 3)

Standard Conditions (per the Pima County Zoning Code)

1. Adherence to all requirements of Section 18.07.030.H and Section 18.07.040.A.4 (General Regulations and Exceptions) of the Pima County Zoning Code.

Special Conditions

1. The new top height of the tower shall not be more than seventy feet (70').
2. The proposed tower and antennae are permitted to be galvanized, grey metal in color.
3. The on-the-ground equipment area compound shall be located and secured as shown on the submitted Development Plan.
4. The existing forty foot (40') tall tower and antennae array on the adjacent property shall be removed.

The Vice Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to close the public hearing and approve P21-13-013, subject to standard and special conditions.

23. Type II Conditional Use Permit

P21-13-006, FISHER - E. RINCON RANCH RD.

Request of Jacqueline Berry Fisher, on property located at 13520 E. Rincon Ranch Road, in the GR-1 Zone, for a Conditional Use Permit for Professional Office and Personal Services . Chapter 18.97 in accordance with Sections 18.14.030B.6 and 18.14.030B.7 of the Pima County Zoning Code allows Professional Office and Personal Services as Type II conditional use in the GR-1 zone. The Hearing Administrator recommends APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS. (District 4)

Standard Conditions & Requirements per the Pima County Zoning Code

1. Maximum floor area: two thousand square feet.

Special Conditions

1. This conditional use permit is for a professional office and a personal service (professional makeup) use only, together with those ancillary activities that normally and routinely accompany these uses. No other commercial uses are approved for the site.
2. The proposed uses shall occur on the property in conformance with the guest-house location as shown on the conceptual site plan that was submitted by the applicant in conjunction with this conditional use permit application.
3. The owner/applicant shall submit a final Site Plan for the property which shall be reviewed and approved by the Deputy Chief Zoning Inspector, who shall work with the owner to insure that all pertinent annotations regarding dimensions, setbacks, required parking spaces, etc. are provided thereon.
4. No more than one (1) non-resident or non-family employee is allowed on the premises in conjunction with these uses.
5. No equipment or material associated with the professional office or personal-service uses shall be openly stored outdoors. All such storage shall be in the guest-house structure itself or in some other enclosed structure on the property.
6. No more than one (1) sign shall be allowed for the combined office/personal service use; it shall not exceed two (2) square feet in area and be mounted no higher than forty-eight inches (48") above ground.
7. This conditional use permit approval shall expire on the property at which time the current owner/applicant no longer owns or resides upon it.

The Vice Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Carroll, seconded by Supervisor Elías and carried by a 4-0 vote, Chairman Valadez absent, to close the public hearing and approve P21-13-006, subject to standard and special conditions.

24. **Rezoning**

Co9-09-09, ORANGE GROVE PROPERTY, L.L.C. – ORANGE GROVE ROAD REZONING

Request of Orange Grove Property, L.L.C., represented by Joel Kramer of Kramer + Architecture, for a rezoning of approximately 1.74 acres from CR-1 (Single Residence) to TR (Transitional), on property located at the southeast corner of Orange Grove Road and La Canada Drive. The proposed rezoning conforms to the Pima County Comprehensive Plan (Co7-00-20). On motion, the Planning and Zoning Commission voted 6-2 (Commissioners Neeley and Poulos voted “Nay”; Commissioner Holdridge abstained, which counted as a yes vote; Commissioners Johns and Mangold absent) to recommend APPROVAL WITH STANDARD AND SPECIAL CONDITIONS. Staff recommends APPROVAL WITH STANDARD AND SPECIAL CONDITIONS. (District 1)

Completion of the following requirements within five years from the date the rezoning request is approved by the Board of Supervisors.

1. Submittal of a development plan if determined necessary by the appropriate County agencies.
2. Recording of a covenant holding Pima County harmless in the event of flooding.
3. Recording of the necessary development related covenants as determined appropriate by the various County agencies.
4. Provision of development related assurances as required by the appropriate agencies.
5. Prior to the preparation of the development related covenants and any required dedication, a title report (current to within 60 days) evidencing ownership of the property shall be submitted to the Development Services Department.
6. There shall be no further lot splitting or subdividing of residential development without the written approval of the Board of Supervisors.
7. Adherence to the Preliminary Development Plan “A” or “B” as approved at public hearing as applicable based on the Board of Adjustment’s decision on a variance request to waive the bufferyard requirements for the west and north boundaries.
8. At minimum, the Bufferyard “D” along the south and east sides of the subject property shall include a six-foot decorative masonry wall to provide the neighbors some privacy. Open space areas shall provide seating and open space areas and bufferyards shall provide solar landscape lighting to identify entrances and walkways.
9. The use is limited to professional offices that do not dispense or test for pharmaceuticals. The operating hours shall be between 6 a.m. to 8 p.m. Buildings shall be positioned to face away from the residential properties to the south and east. Lighting on the south and east side of the buildings shall be shielded to avoid directing light onto the neighbors’ lots. Windows on the south and east sides of the proposed buildings shall be designed to minimize loss of privacy by the adjacent single-family residences.
10. The building height(s) shall be a maximum of one-story.
11. Transportation Conditions:
 - A. One access point shall be allowed on Orange Grove Road. One access point on La Canada Drive may be allowed if approved by the Department of Transportation.
 - B. Dedication of approximately 11 feet of right-of-way along the Orange Grove Road frontage, including a 25-foot radius return at La Canada Drive. The actual width to

be dedicated may vary, but the intent is to have a 100 foot half right-of-way based on the new construction centerline of Orange Grove Road.

12. Flood Control (Water Resources) condition: A Integrated Water Management Plan (IWMP) shall be submitted for review at the time of submittal of the Development Plan detailing water-conservation measures, including water harvesting and other indoor and outdoor conservation measures. Exterior water harvesting off the parking lot and other areas for landscape use shall be detailed in the Landscape Plan. Use of approved EPA Water Sense toilets at 1.28 gpf and low-flow faucets shall be incorporated into the interior plans as notes on the Development Plan.
13. Environmental Quality condition: Upon the effective date of the Ordinance, the owner(s)/developer(s) shall have a continuing responsibility to remove buffelgrass (*Pennisetum ciliare*) from the property. Acceptable methods of removal include chemical treatment, physical removal, or other known effective means of removal. This obligation also transfers to any future owners of property within the rezoning site and Pima County may enforce this rezoning condition against the property owner. Prior to issuance of the certificate of compliance, the owner(s)/developer(s) shall record a covenant, to run with the land, memorializing the terms of this condition.
14. Wastewater Management conditions:
 - A. The owner / developer shall not construe any action by Pima County as a commitment to provide sewer service to any new development within the rezoning area until Pima County executes an agreement with the owner / developer to that effect.
 - B. The owner / developer shall obtain written documentation from the Pima County Regional Wastewater Reclamation Department (PCRWRD) that treatment and conveyance capacity is available for any new development within the rezoning area, no more than 90 days before submitting any tentative plat, development plan, preliminary sewer layout, sewer improvement plan, or request for building permit for review. Should treatment and / or conveyance capacity not be available at that time, the owner / developer shall have the option of funding, designing and constructing the necessary improvements to Pima County's public sewerage system at his or her sole expense or cooperatively with other affected parties. All such improvements shall be designed and constructed as directed by the PCRWRD.
 - C. The owner / developer shall time all new development within the rezoning area to coincide with the availability of treatment and conveyance capacity in the downstream public sewerage system.
 - D. The owner / developer shall connect all development within the rezoning area to Pima County's public sewer system at the location and in the manner specified by the PCRWRD in its capacity response letter and as specified by PCRWRD at the time of review of the tentative plat, development plan, preliminary sewer layout, sewer construction plan, or request for building permit.
 - E. The owner / developer shall fund, design and construct all off-site and on-site sewers necessary to serve the rezoning area, in the manner specified at the time of review of the tentative plat, development plan, preliminary sewer layout, sewer construction plan or request for building permit.
 - F. The owner / developer shall complete the construction of all necessary public and/or private sewerage facilities as required by all applicable agreements with Pima County, and all applicable regulations, including the Clean Water Act and those promulgated by ADEQ, before treatment and conveyance capacity in the downstream public sewerage system will be permanently committed for any new development within the rezoning area.
15. Cultural resources condition: Prior to ground modifying activities, an on-the-ground archaeological and historic sites survey shall be conducted on the subject property. A cultural resources mitigation plan for any identified archaeological and historic sites on the subject property shall be submitted at the time of, or prior to, the submittal of any tentative plan or development plan. All work shall be conducted by an archaeologist permitted by the Arizona State Museum, or a registered architect, as appropriate. Following rezoning approval, any subsequent development requiring a Type II grading permit will be reviewed

for compliance with Pima County's cultural resources requirements under Chapter 18.81 of the Pima County Zoning Code.

16. In the event the subject property is annexed, the property owner shall adhere to all applicable rezoning conditions, including, but not limited to, development conditions which require financial contributions to, or construction of infrastructure, including without limitation, transportation, flood control, or sewer facilities.
17. The property owner shall execute and record the following disclaimer regarding Proposition 207 rights. "Property Owner acknowledges that neither the rezoning of the Property nor the conditions of rezoning give Property Owner any rights, claims or causes of action under the Private Property Rights Protection Act (Arizona Revised Statutes Title 12, chapter 8, article 2.1). To the extent that the rezoning or conditions of rezoning may be construed to give Property Owner any rights or claims under the Private Property Rights Protection Act, Property Owner hereby waives any and all such rights and/or claims pursuant to A.R.S. § 12-1134(I)."

The Vice Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Bronson and carried by a 4-0 vote, Chairman Valadez absent, to close the public hearing and approve Co9-09-09, subject to standard and special conditions.

25. **Concurrent Comprehensive Plan Amendment And Rezoning**

Co7-13-09 and Co9-13-04, ROGER C BIEDE II DEVELOPMENT ASSOCIATION, L.L.C. - W. MAGEE ROAD CONCURRENT COMPREHENSIVE PLAN AMENDMENT AND REZONING

Request of Roger C. Biede, II, Development Association, L.L.C., represented by Steadfast Drafting and Design, L.L.C., for a concurrent plan amendment and rezoning to amend the Pima County Comprehensive Plan from Medium-High Intensity Urban (MHIU) to Neighborhood Activity Center (NAC) and to rezone from TR (Transitional) to CB-2 (General Business) zone on approximately 0.46 acres located north of Magee Road and approximately 660 feet west of La Cholla Boulevard in Section 33, T12S, R13E, in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Mangold and Johns absent) to recommend APPROVAL OF THE COMPREHENSIVE PLAN AMENDMENT WITH A REZONING POLICY AND THE REZONING WITH STANDARD AND SPECIAL CONDITIONS as presented by staff. Staff recommendation: (2 separate recommendations), Co7-13-09 – Staff recommends APPROVAL OF THE COMPREHENSIVE PLAN AMENDMENT WITH A REZONING POLICY. Co9-13-04 - Staff recommends APPROVAL OF THE REZONING WITH STANDARD AND SPECIAL CONDITIONS. (District 1)

Rezoning Policy

The following policy to be implemented as a rezoning condition is intended to limit the allowable uses of the subject property within the CB-2 zoning district.

1. Uses of the property are limited to restaurants with/without a bar and CB-1 zoning uses except for automotive related uses, drive-thru restaurants and stand-alone bars.

Standard and Special Conditions

1. Recording of a covenant holding Pima County harmless in the event of flooding.

2. Prior to the preparation of the development related covenants and any required dedication, a title report (current to within 60 days) evidencing ownership of the property shall be submitted to the Development Services Department
3. A new comprehensive plan amendment and separate rezoning is required for a change of zoning.
4. Uses of the property are limited to restaurants with/without a bar and CB-1 zoning uses except for automotive related uses, drive-thru restaurants and stand-alone bars.
5. Regional Flood Control District condition: Prior to any new development the owner shall submit a site plan showing existing and proposed improvements, to the District to determine if permits may be issued or if a revised Development Plan is required.
6. Upon the effective date of the Ordinance, the owner(s)/developer(s) shall have a continuing responsibility to remove buffelgrass (*Pennisetum ciliare*) from the property. Acceptable methods of removal include chemical treatment, physical removal, or other known effective means of removal. This obligation also transfers to any future owners of property within the rezoning site and Pima County may enforce this rezoning condition against the property owner. Prior to issuance of the certificate of compliance, the owner(s)/developer(s) shall record a covenant, to run with the land, memorializing the terms of this condition.
7. In the event the subject property is annexed, the property owner shall adhere to all applicable rezoning conditions, including, but not limited to, development conditions which require financial contributions to, or construction of infrastructure, including without limitation, transportation, flood control, or sewer facilities.
8. The property owner shall execute and record the following disclaimer regarding Proposition 207 rights. "Property Owner acknowledges that neither the rezoning of the Property nor the conditions of rezoning give Property Owner any rights, claims or causes of action under the Private Property Rights Protection Act (Arizona Revised Statutes Title 12, chapter 8, article 2.1). To the extent that the rezoning or conditions of rezoning may be construed to give Property Owner any rights or claims under the Private Property Rights Protection Act, Property Owner hereby waives any and all such rights and/or claims pursuant to A.R.S. § 12-1134(I)."

The Vice Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Bronson and carried by a 4-0 vote, Chairman Valadez absent, to close the public hearings and approve Co7-13-09 with a rezoning policy; and Co9-13-04, subject to standard and special conditions.

26. **ENVIRONMENTAL QUALITY**

A. **Pima County Code Text Amendment**

ORDINANCE NO. 2013 - 34, of the Board of Supervisors, relating to Title 13 of the Pima County Code (Solid Waste); amending sections 13.40.010, 13.40.020, 13.40.030, and 13.40.070 to modify and repeal definitions, to amend waste acceptance criteria, fee descriptions and enforcement provisions and repealing sections 13.40.040, 13.40.050, 13.40.060.

B. **Fee Schedule**

ORDINANCE NO. 2013 - 35, of the Board of Supervisors, relating to solid waste; repealing the existing fee schedule for Pima County's solid waste facilities and adopting a new fee schedule for Pima County's solid waste facilities.

Ursula Kramer, Environmental Quality Director, explained the ordinances would reflect the new operation with Tucson Recycling & Solid Waste Services and amend the fee schedules which are being recommended for a 5 year period, with the first year remaining the same as the current fee structure, and establishing a fee for the community of Ajo. Ms. Kramer stated a public meeting was conducted to address community concerns in Ajo. She reported the primary concern in Ajo was the opening of a transfer station and that at this time, the County would not be moving forward with that plan. Another issue of concern was that the fees would cause an increase in illegal dumping in the desert.

Supervisor Bronson questioned the frequency of inspections regarding illegal dumping in the Ajo area.

Ms. Kramer responded the County had an Illegal Dumping Program and that currently the area would be visited approximately once a month. The department was looking to partner with other County departments that have personnel in Ajo. She also stated that the proposed fee schedule reflected input received from the community.

Supervisor Elías stated Midvale Neighborhood had similar illegal dumping problems and the neighborhood association may be able to provide some assistance with potential ideas. He also said the low income assistance programs needed to be improved.

Supervisor Carroll proposed requesting help from the Sheriff's Auxiliary Volunteers or an organization similar to aid in illegal dumping prevention.

The following speakers addressed the Board:

- Tom Pyle
- Robert Sorrels

They provided the following comments:

- Transfer stations were costly facilities and unnecessary.
- Moving from a no fee situation to \$5 for a single trip would have an impact on the community.
- Recycling programs should be developed and taught in the elementary school.
- The County should consider the development of a green compost pile instead of burying the waste.
- There should be a differentiation between the fee for an automobile and a truck.

Chuck Huckelberry, County Administrator, proposed starting the Ajo fee schedule at \$3.00 for cars and \$5.00 for trucks.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to close the public hearings; adopt Ordinance 2013-34; adopt Ordinance 2013-35 as amended with a change to the Ajo fee schedule to reflect \$3.00 per car and \$5.00 per truck; to include the green waste disposal option; and to further direct staff to work with the Ajo Schools to develop a recycling curriculum, to explore the possibility of composting, to send County staff to Ajo prior to the fees becoming effective to provide help in applying for the Low Income Assistance Program, to begin the process to revamp the Low Income Assistance Program, and that staff prepare a response to the 13 page letter received from Tina West, Ajo resident.

TRANSPORTATION

27. Traffic Ordinance

The Board of Supervisors on July 2, 2013, continued the following:

ORDINANCE NO. 2013 - 33, of the Board of Supervisors, regulating parking on Sabino Canyon Road in Pima County, Arizona. Staff recommends APPROVAL. (Districts 1 and 4)

Without objection, this item was removed from the agenda.

28. Traffic Ordinance

ORDINANCE NO. 2013 - 36, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Wilmot Road in Pima County, Arizona. Staff recommends APPROVAL. (Districts 2 and 4)

The Vice Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to close the public hearing and adopt the Ordinance.

29. Establishment of a Public Roadway

RESOLUTION NO. 2013 - 64, of the Board of Supervisors, providing for the establishment of a segment of road right-of-way along Panorama Drive to Silverbell Road and the section connecting Orange Grove Road to Panorama Drive as a County Highway situated within portions of Sections 1 and 12, T13S, R12E, G&SRM, Pima County, Arizona. (District 3)

The Vice Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to close the public hearing and adopt the Resolution.

COUNTY ADMINISTRATOR

30. Growing Smarter State Trust Land Acquisition Grant Program Application for Tortolita Mountain Park Expansion Phase II

- A. RESOLUTION NO. 2013 - 67, of the Board of Supervisors, approving the application for Growing Smarter State Trust Land Acquisition Grant Funds for the purchase of 800 acres of State Trust land at public auction to expand Tortolita Mountain Park.
- B. Staff requests approval of matching funds of approximately \$475,000.00 from the excess Fiscal Year 2012/13 budget, provided the ending fund balance is greater than that projected at the time of budget adoption for the Fiscal Year 2013/14 budget.

Chuck Huckelberry, County Administrator, reported this was an application for a Growing Smarter State Trust Land Acquisition Grant to add 800 acres to the Tortolita Mountain Park. He explained the estimated value of the land was \$2.5 million and that a public auction process would be used. The State would pay half of the cost of the acquisition and Pima County would use \$775,000.00 from the Willow Ridge Mitigation Fund with the remaining balance from Pima County's Unallocated Ending Fund Balance.

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

31. Major League Soccer Incentives through Visit Tucson

Staff requests an allocation of a maximum of \$280,000.00 from the Contingency Fund to Visit Tucson for the promotion of Major League Soccer preseason training at the Kino Sports Complex.

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

32. Designation of the Friday after the Fourth Thursday in November as a Legal Holiday in Place of the Second Monday in October

- A. RESOLUTION NO. 2013 - 68, of the Board of Supervisors, designating the Friday after the fourth Thursday in November as a legal holiday in place of the second Monday in October.
- B. Staff requests the approval of changes to Pima County Personnel Policy 8-102 to reflect the adoption of Resolution No. 2013 - 68.

Art Mendoza, Service Employees International Union Local 48 representative, addressed the Board and stated most employees surveyed welcomed the change. He explained there was confusion with employees that worked a 4-10 schedule.

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to adopt the Resolution and amend Personnel Policy 8-102.

33. Request for Allocation from the Board Contingency Fund for Microbusiness Advancement Center's Grant Application for Economic Development in Ajo

- A. RESOLUTION NO. 2013 - 69, of the Board of Supervisors, approving and authorizing an expenditure not to exceed \$25,000.00 to match a USDA Rural Business Enterprise Grant for economic development in Ajo, Arizona, subject to approval of the grant application submitted by the Microbusiness Advancement Center to the U.S. Department of Agriculture.
- B. Staff requests approval of a \$25,000.00 allocation to the Microbusiness Advancement Center from the Board Contingency Fund if the Microbusiness Advancement Center is successful in its application for a \$50,000.00 Rural Business Enterprise Grant from the US Department of Agriculture to fund economic development in Ajo.

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

REAL PROPERTY

34. Petition to Annex Certain Real Property

Staff recommends approval of the request by the Metropolitan Domestic Water Improvement District to annex certain real property for water service for Pima County property and right-of-way along River Road between La Canada Drive and La Cholla Boulevard in Section 15, T13S, R 13E. (District 1)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

35. Easement for Ingress and Egress

East Tanque Verde Storage, L.L.C., to provide an easement for ingress and egress for property located adjacent to the Pantano Wash southeast of the intersection of Kolb Road and Tanque Verde Road in Section 6, T14S, R15E. (District 4)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

36. Right-of-Way Easement

Tucson Electric Power Company, to provide a right-of-way easement for overhead power lines across Pima County drainage way property east of and adjacent to Tax Parcel No. 304-27-001X, located in the San Ignacio De La Canoa Land Grant. This easement supersedes and replaces in its entirety, that certain right-of-way easement previously approved by the Board of Supervisors on the April 9, 2013 Agenda. \$160.00 revenue (District 4)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

CONTRACT AND AWARD

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

37. Rise, L.L.C., d.b.a. Rise Equipment Recycling Center, Amendment No. 3, to provide workforce development services, extend contract term to 6/30/14 and amend contractual language, U.S. DOL and ADES WIA Grant Funds, contract amount \$20,000.00 (CT-CS-12-1512)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

38. SER-Jobs for Progress of Southern Arizona, Inc., to provide for the Las Artes Youth Basic Education Project, U.S. DOL and ADES WIA Funds, contract amount \$241,200.00 (MA-CS-14-23)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

39. Goodwill Industries of Southern Arizona, Inc., to provide workforce development services, U.S. DOL and ADES WIA Funds, contract amount \$103,093.10 (MA-CS-14-25)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

40. SER-Jobs for Progress of Southern Arizona, Inc., to provide basic education and ESL services, U.S. DOL and ADES WIA Funds, contract amount \$162,500.00 (MA-CS-14-22)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

41. Interfaith Community Services, to provide for the Emergency Services Network Project, FEMA, ADES and General (9%) Funds, contract amount \$105,207.00 (MA-CS-14-26)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

42. Portable Practical Educational Preparation, Inc., to provide for the Emergency Services Network Project, FEMA, ADES and General (4.5%) Funds, contract amount \$67,500.00 (MA-CS-14-27)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

43. Primavera Foundation, Inc., to provide for the Emergency Services Network Project, FEMA, ADES and General (6.4%) Funds, contract amount \$88,500.00 (MA-CS-14-28)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

44. Tucson Urban League, Inc., to provide for the Emergency Services Network Project, FEMA, ADES and General (5.4%) Funds, contract amount \$52,250.00 (MA-CS-14-29)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

45. American Indian Association of Tucson, Inc., to provide for the Emergency Services Network Project, FEMA, ADES and General (4.5%) Funds, contract amount \$58,500.00 (MA-CS-14-30)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

46. Chicanos Por La Causa, Inc., to provide for the Emergency Services Network Project, FEMA, ADES and General (5.4%) Funds, contract amount \$70,500.00 (MA-CS-14-44)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

47. Arizona Housing and Prevention Services, Inc., to provide for the Emergency Services Network Project, FEMA, ADES and General (4.5%) Funds, contract amount \$71,500.00 (MA-CS-14-43)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

COUNTY ATTORNEY

48. Gabroy, Rollman & Bosse, P.C., Amendment No. 3, to provide legal representation for Guereña v. Pima County, et al. C 2011-7686, Risk Management Tort Fund, contract amount \$400,000.00 (CT-FN-13-496)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

NATURAL RESOURCES, PARKS AND RECREATION

49. Desert Survivors, Inc., Amendment No. 1, to provide for native plants needed in connection with CIP Projects, General Fund, contract amount \$7,970.00 (CT-PR-12-1350)

It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Chairman Valadez absent, to approve the item.

BOARD, COMMISSION AND/OR COMMITTEE

50. **Small Business Commission**

Presentation of the 2013 Annual Report of the Small Business Commission.

Ken Goodman, Small Business Commission Chairman, presented the 2013 Annual Report and described the five projects planned for 2013-2014. Mr. Goodman expressed the gratitude of the Commission for the continued support of the Board.

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

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

The Chairman inquired whether anyone wished to address the Board. No one appeared.

52. **Approval of the Consent Calendar.**

PULLED FOR SEPARATE ACTION

Community and Economic Development

1. Humane Borders, Inc., to provide water stations and potable water to desert locations, General Fund, contract amount \$22,5000.00 (CT-CED-14-14)

Without objection, this item was continued to the Board of Supervisors' Meeting of August 19, 2013.

PULLED FOR SEPARATE ACTION BY SUPERVISOR BRONSON

48. ADP, Inc., Amendment No. 2, to provide ADP Employee Benefits Enrollment Services, extend contract term to 6/30/14 and amend contractual language, General Fund, contract amount \$300,000.00 (MA-PO-14-20) Human Resources

Supervisor Bronson questioned if the cost structure was transaction driven, if cost increase was tied to cost of living and again requested a copy of the original contract.

Allyn Bulzomi, Human Resources Director, stated fees were a set dollar amount per employee per month, not transactional, and there was a 3% maximum increase tied to cost of living.

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

* * *

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

* * *

CONTRACT AND AWARD

Community and Economic Development

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

Community Development and Neighborhood Conservation

2. Allwyn Priorities, L.L.C., Amendment No. 4, to provide for the Pima County Brownfields Program and extend contract term to 5/31/14, no cost (CT-CD-12-860)
3. Epidaurus, d.b.a. Amity Foundation, Amendment No. 1, to provide for the Dragonfly Village Project and amend contractual language , no cost (CT-CD-13-662)
4. State of Arizona, Governor's Office of Energy Policy, Amendment No. 2, to provide for the Weatherization Low-Income Assistance Program and extend contract term to 6/30/14, State Fund, contract amount \$102,870.00 revenue (CTN-CD-13-1)
5. State of Arizona, Governor's Office of Energy Policy, Amendment No. 2, to provide for the Weatherization Low-Income Assistance Program and extend contract term to 6/30/14, State Fund, contract amount \$23,894.00 revenue (CTN-CD-13-2)

Community Services, Employment and Training

6. Rise L.L.C., d.b.a. Rise Equipment Recycling Center, Amendment No. 3, to provide employment and training services and extend contract term to 8/30/13, USDOL and ADES WIA Grant Funds, contract amount \$25,000.00 (CT-CS-12-1268)
7. Tucson Preparatory School, Inc., to provide for the HUD Supportive Housing Program-La Casita, US HUD Fund, contract amount \$67,258.00 (CT-CS-13-863)
8. Salvation Army, to provide for the HUD Supportive Housing Program-Project Advent, US HUD Fund, contract amount \$141,003.00 (CT-CS-14-15)
9. SER-Jobs for Progress of Southern Arizona, Inc., to provide workforce development services, US HUD (84%), Social Services Block Grant (7%) and General (9%) Funds, contract amount \$548,560.00 (MA-CS-13-594)
10. Pima County Community College District, to provide workforce development education services, WIA, Veterans' Housing and General (\$90,000.00) Funds, contract amount \$1,014,795.00 (MA-CS-13-599)
11. Goodwill Industries of Southern Arizona, Inc., to provide for the One Stop Staff Project, DOL, ADES and other Workforce Funds, contract amount \$61,963.00 (MA-CS-13-587)

12. Goodwill Industries of Southern Arizona, Inc., to provide for the Employer Outreach Services Project, DOL, ADES and other Workforce Funds, contract amount \$62,481.20 (MA-CS-13-588)
13. Portable Practical Education Preparation (PPEP), Inc., to provide for the One Stop Staff Project, DOL, ADES and other Workforce Funds, contract amount \$417,424.00 (MA-CS-13-589)
14. SER-Jobs for Progress of Southern Arizona, Inc., to provide for the One Stop Staff Project, DOL, ADES and other Workforce Funds, contract amount \$273,761.00 (MA-CS-13-592)
15. Tucson Urban League (TUL), Inc., to provide for the One Stop Staff Project, DOL, ADES and other Workforce Funds, contract amount \$205,069.50 (MA-CS-13-595)
16. Tucson Youth Development (TYD), Inc., to provide for the One Stop Staff Project, DOL, ADES and other Workforce Funds, contract amount \$382,618.50 (MA-CS-13-596)
17. Tucson Youth Development (TYD), Inc., to provide for the Pledge-A-Job/Youth Workforce Development Staff Project, DOL, ADES and other Workforce Funds, contract amount \$51,588.00 (MA-CS-13-598)
18. Catholic Community Services, d.b.a. Community Outreach for the Deaf Program (COPD), to provide for the One Stop Staff Project, DOL, ADES and other Workforce Funds, contract amount \$68,892.00 (MA-CS-13-601)

County Attorney

19. City of Tucson, Amendment No. 1, to provide for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program, Federal Fund, contract amount \$9,500.00 revenue (CTN-PCA-14-10)
20. Arizona Criminal Justice Commission, Amendment No. 2, to provide compensation awards to victims, State Fund, contract amount \$74,843.00 revenue (CTN-PCA-12-645)
21. Arizona Criminal Justice Commission, to provide compensation awards to victims, Federal and State Funds, contract amount \$649,413.00 revenue (CTN-PCA-13-377)
22. Arizona Criminal Justice Commission, to provide for drug, gang and violent crime control, Federal Fund, contract amount \$523,652.00 revenue (CTN-PCA-14-1)

23. Arizona Department of Public Safety, to provide victim assistance services, Federal Fund, contract amount \$39,914.00, in kind match; \$159,655.00 revenue (CTN-PCA-14-3)

Facilities Management

24. Arizona Department of Transportation, Amendment No. 4, to provide for a lease at 7330 N. Shannon Road, extend contract term to 4/30/38 and amend contractual language, contract amount \$172,362.45/5 year term revenue (CTN-FM-CMS110233)
25. **Ratification**
4-L Construction, Inc., for the Arizona Forest Highway 39, Tucson, AZ: Mt. Lemmon Storage Yard, Federal Highway Administration Public Lands Highways Discretionary Fund, contract amount \$697,190.00 (CT-FM-14-21)

Finance and Risk Management

26. Walker & Armstrong, L.L.P., Amendment No. 3, to provide for the Development Services Enterprise Fund audit and extend contract term to 6/29/14, Development Services Enterprise Fund, contract amount \$15,000.00 (CT-FN-12-1070)
27. Walker & Armstrong, L.L.P., Amendment No. 3, to provide for the Risk Management Self Insurance Trust Fund audit and extend contract term to 6/29/14, Self Insurance Trust Fund, contract amount \$15,000.00 (CT-FN-12-1096)
28. City of Tucson, Amendment No. 1, to provide sewer billing services and extend contract term to 12/31/13, RWRD Enterprise Fund, contract amount \$1,115,561.00; \$64,000,000.00 revenue (CT-WW-12-1135)

Health

29. State of Arizona, Department of Corrections, Amendment No. 4, to provide for the use of inmate labor at the Pima Animal Care Center and extend contract term to 8/31/14, Public Health Fund, contract amount \$32,000.00 (CT-HD-12-619)
30. Sahuarita Unified School District, Amendment No. 2, to provide vaccines to school children and extend contract term to 6/30/14, no cost (CT-HD-12-94)
31. First Things First, Amendment No. 1, to provide for the Oral Health Grant Program and extend contract term to 6/30/14, State Fund, contract amount \$224,981.00 revenue (CTN-HD-12-593)

32. First Things First, Amendment No. 2, to provide health care education and training to child care providers and extend contract term to 6/30/14, State Fund, contract amount \$455,595.96 revenue (CTN-HD-12-596)
33. First Things First, Amendment No. 1, to provide health care education and training to child care providers and extend contract term to 6/30/14, State Fund, contract amount \$100,000.00 revenue (CTN-HD-12-597)
34. Arizona Department of Health Services, Amendment No. 1, to provide for the HIV Prevention Program, extend contract term to 6/30/17 and amend contractual language, ADHS Fund, contract amount \$331,000.00 revenue (CTN-HD-13-120)
35. Arizona Department of Health Services, to provide HIV care services, ADHS Fund, contract amount \$56,666.00/2 year term revenue (CTN-HD-13-379)
36. Arizona Department of Health Services, to provide for the Maternal, Infant and Early Childhood Home Visiting Project , ADHS Fund, contract amount \$55,668.00/16 month term revenue (CTN-HD-13-380)
37. Pima Council on Aging, to provide services to the elderly, contract amount \$22,922.00 revenue (CTN-HD-13-385)
38. Arizona Department of Health Services, to provide for the Tuberculosis Control Program, State Fund, contract amount \$76,150.00/5 year term revenue (CTN-HD-14-4)
39. City of Tucson, to provide for animal care and enforcement services, contract amount \$7,448,648.00/2 year term revenue (CTN-HD-14-15)

Information Technology

40. Arizona Board of Regents, Amendment No. 2, to provide for the PCWIN Site Specific Agreement-Arizona Public Media (KUAT) Tumamoc Site Project and amend contractual language , no cost (CT-IT-13-618)
41. Queue Corporation, to provide voter registration/database consulting services, Document Storage and Retrieval (90%) and Help America Vote Act (10%) Funds, contract amount \$90,000.00 (CT-RE-13-846)

Natural Resources, Parks and Recreation

42. Redington Livestock, L.L.P., to provide for the property stewardship of the A7 Ranch, no cost/15 year term (CT-PR-13-861)

43. City of Tucson, to provide for landscaping pots, contract amount \$5,000.00 revenue (CTN-PR-14-5)

Procurement

44. HDR Engineering, Inc., Amendment No. 12, to provide for the La Canada: River Road to Ina Road Project and amend contractual language, RTA Sales Tax (90%) and CDO Impact Fees (10%) Funds, contract amount \$20,000.00 (CT-TR-12-984) Transportation

45. **Award**

Low Bid: Award of Contracts, Requisition No. 13-350, to contractors listed below for pumps and pump parts to be provided in the amount of \$463,559.26 with a total award amount of \$2,317,796.30 for a five year term with annual reviews. The awards are based on the low bid for each group (brand/manufacturer) listed in the IFB. 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 amounts. Funding Source: Enterprise Fund. Administering Department: Regional Wastewater Reclamation.

| <u>Contractor (HQ Location)/Group(s)</u> | <u>Awarded/5-Year Award</u> |
|---|-----------------------------|
| Hennesy Mechanical Sales, L.L.C. (Phoenix, AZ)/Fairbanks-Morse, Moyno | \$922,283.00 |
| Water Movers, Inc. (Phoenix, AZ)/Flygt, Godwin | \$863,887.90 |
| Liberty Process Equipment, Inc. (Arlington Heights, IL)/Netsch | \$284,275.00 |
| Phoenix Pumps, Inc. (Phoenix, AZ)/Allis-Chalmers, Berkley, Blackmer, Ebarra, Gorman Rupp, Goulds, Hydromatic, Milton Roy, Stenner | \$184,270.00 |
| Coffin Turbo Pump, Inc., d.b.a. Carter Pump (Englewood, NJ)/Carter | \$63,080.00 |

46. **Award**

Low Bid: Award of Contract, Requisition No. 13-361, in the amount of \$1,425,430.00 to the lowest responsive bidder, CS Technologies, L.L.C. (Headquarters: Phoenix, AZ) for construction of Green Valley WRF and Corona de Tucson WRF Security Improvement Project. Funding Source: RWRD Obligation Fund. Administering Department: Regional Wastewater Reclamation.

47. **Award**

Low Bid: Award of Contract, Requisition No. 98592, in the amount of \$22,716,211.00 to the lowest responsive bidder, KE&G Construction, Inc. (Headquarters: Sierra Vista, AZ) for the construction of the Valencia Road:

Alvernon Way to Wilmot Road Project. The contract term is 36 months with the ability to extend the term for contract completion. Construction is to be complete within 400 working days from Notice to Proceed. Funding Source: RTA (94%), City of Tucson (4%), 1997 HURF Bond (DOT-41) (1%) and RWRD (1%) Funds. Administering Department: Transportation.

48. ADP, Inc., Amendment No. 2, (PULLED FOR SEPARATE ACTION)

Public Works Administration

49. City of Tucson, Amendment No. 1, to provide for the Northside Recreation Center Project and amend contractual language, no cost (CT-PR-12-2063)

Recorder

50. City of Tucson, to provide 2013 election services, contract amount \$25,000.00 revenue (CTN-RE-14-16)

Regional Wastewater Reclamation

51. Arizona Board of Regents, Amendment No. 3, to provide membership in the Industries/University Cooperative Research Center and extend contract term to 6/30/14, RWRD Enterprise Fund, contract amount \$30,000.00 (CT-WW-12-1218)
52. Town of Marana, to provide for Town of Marana public rights -of-way, no cost/15 year term (CTN-WW-14-19)
53. Town of Marana, to provide for Pima County public rights-of-way, no cost/15 year term (CTN-WW-14-20)

Sheriff

54. Pima Community College, Amendment No. 4, to provide for the Adult Basic Education Program at Pima County Adult Detention Center , extend contract term to 6/30/14 and amend contractual language, Inmate Welfare Fund, contract amount \$142,594.00 (CT-SD-12-280)
55. Town of Marana, to provide for the incarceration of municipal prisoners, contract amount \$317,527.00 revenue (CTN-SD-13-368)
56. Town of Oro Valley, to provide for the incarceration of municipal prisoners, contract amount \$114,361.00 revenue (CTN-SD-13-371)

Transportation

57. Town of Marana and Town of Oro Valley, to provide for road improvements for the Tangerine Road: Dove Mountain Boulevard/Twin Peaks Road to La Canada Drive Project, no cost (CT-TR-14-16)

GRANT APPLICATION/ACCEPTANCE

58. Application - Community Development and Neighborhood Conservation

RESOLUTION NO. 2013 - 65, of the Board of Supervisors, authorizing Community Development and Neighborhood Conservation to apply for, and if awarded, accept \$50,000.00 from the U.S. Department of Agriculture Rural Housing Services Section 533 Housing Preservation Grant Program for Fiscal Year 2013 to conduct home repair program activities within Pima County.

59. Acceptance - Community Development and Neighborhood Conservation

U.S. Department of Housing and Urban Development, to provide for the Homeless Management Information System, HUD Fund, \$184,518.00. (25% required match, General Fund)

60. Acceptance - Community Development and Neighborhood Conservation

RESOLUTION NO. 2013 - 66, approving and authorizing execution of the HOME Investment Partnerships Program intergovernmental agreement for subrecipient between the City of Tucson and Pima County, in the amount of \$573,766.00.

BOARD, COMMISSION AND/OR COMMITTEE

61. Budget Review Committee

Appointments of Brad Johns, to replace Corey Smith and Robert Black, to replace Tanis Salant. No term expirations. (District 1)

62. Pima Vocational High School

Reappointments of Jim Mize and Thad Dugan. Term expirations: 7/31/16. (Commission recommendations)

63. Tucson-Pima County Bicycle Advisory Committee

Ratification of University of Arizona appointment : Glenn Grafton to replace Charles J. Franz. Term expiration: 4/22/17. (Jurisdictional recommendation)

64. **Environmental Quality Advisory Council**

Appointment of Denise Moreno Ramirez, representing Environment/Conservation. Term expiration: 8/6/16. (Council recommendation)

65. **Small Business Commission**

Reappointment of Joy Soler. Term expiration: 4/30/17. (District 5)

66. **Board of Health**

Reappointment of Carolyn Trowbridge. Term expiration: 6/30/17. (District 5)

67. **Conservation Acquisition Commission**

Appointment of Robert Black, to replace Corey Smith. Term expiration: 4/30/20. (District 1)

68. **Board of Adjustment**

Reappointments of Homer E. Hammack and Alex R. Garcia. Term expirations: 6/30/17. (District 2)

69. **Library Advisory Board**

- Reappointment of Clarisa Barcelo. Term expiration: 6/30/17. (District 2)
- Reappointment of Annabelle Nunez. Term expiration: 6/30/17. (District 5)

70. **Parks and Recreation Commission**

- Reappointment of Michael Lundin. Term expiration: 6/30/19. (District 2)
- Reappointments of Richard Barker and Victor Rivera. Term expirations: 6/30/19. (District 5)

71. **State Board of Equalization**

Reappointment of Jill Maratea. Term expiration: 12/31/16. (District 2)

72. **Regional Wastewater Reclamation Advisory Committee**

Reappointment of Sheila Bowen. Term expiration: 3/1/17. (District 2)

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

73. Harvey Michael Yoos, Jr., VFW Post No. 3578, 1764 N. 2nd Avenue, Ajo, July 5, 2013.
74. Shari Sorenson Lowell, Angel Charity for Children, Inc., Westin La Paloma Resort and Spa, 3800 E. Sunrise Drive, Tucson, December 14, 2013.
75. Benjamin Jimenez, Knights of Columbus No. 8077, St. Elizabeth Ann Seton Church, 8650 N. Shannon Road, Tucson, July 13, 2013.
76. Amy Lorne Rowell, Kyle Busch Foundation, Hot Rods Old Vail, 10500 E. Old Vail Road, Vail, July 13, 2013.
77. Ciara Garcia, Tu Nidito Children and Family Services, Armitage Wine Lounge, 2905 E. Skyline Drive, No. 168, Tucson, August 14, 2013.
78. Pamela Sue Clark-Raines, StrengthBuilding Partners, St. Philip's Plaza, 4280 N. Campbell Avenue, Tucson, October 4, 2013.

ELECTIONS

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

RESIGNATIONS-PRECINCT-PARTY

Ruth M. Bender-141-Dem; Christopher Hale-029-Rep; Ina Marie Hale-029-Rep; Darren L. Venters-084-Rep; Shannon Morrison-105-Rep; James W. Smith-105-Rep; Kimberly Sorbo-105-Rep; John White-116-Rep; Marjory Martin-121-Rep; Payton W. Davies-145-Rep; Marlene E. Smith-175-Rep; Cassandra Tourville-183-Rep; Edward Tourville-183-Rep; Vincenza Schweda-229-Rep; Ted Vogt-254-Rep; Ann E. Samuelson-080-Grn; Jacqueline C. Moates-166-Grn

APPOINTMENTS-PRECINCT-PARTY

Pedro A. Lopez-169-Dem; Daniel G. Estrella-054-Rep; James W. Smith-054-Rep; Kimberly A. Sorbo-054-Rep; Sharon S. Victor-068-Rep; Mary Joey Zimmerman-074-Rep; Marjory J. Martin-133-Rep; Raymond H. Lamberson-158-Rep; Mark W. Finchem-172-Rep; Payton W. Davies-173-Rep; Joseph D. Boogaart-261-Rep; Jeanne L. Haldorsen-280-Rep; Jeremy J. Oehlert-017-Lbt; Stephen J. Keefauver-173-Lbt; Matthew C. Smith-143-Grn

FINANCE AND RISK MANAGEMENT

80. Duplicate Warrants - For Ratification

Premier Aviation \$1,275.64; Maurine Gossett \$424.71; Healthcare Medical Waste Services \$661.15; City of Tucson \$138.89; Jessica Sandahl \$78.00; Brian Cross \$78.00; Damon Sheets \$187.00; Troy Martin Belcher \$49.21; Lisa Labita Woodson \$58.50; Nora Isela Atondo \$0.50; The State of Arizona \$67.00; Sandra Luz Padilla \$1,670.00; Michael Anthony Feinen \$197.88; Arizona Craft Brewers Guild Beer Festival \$250.00; Michael R. Schlueter \$132.47; Ernest Robert Lake \$29.34; Info-Tracts, L.L.C. \$1,953.00; American Hose & Rubber Co., Inc. \$1,616.77; San Ignacio Yaqui Council, Inc. \$5,045.62; Lilian Van Rago \$60.08; Maricopa-Stanfield Justice Court \$250.00; Hemco Electric Motor Sales & Rep. \$120.45; El Rio Santa Cruz Neighborhood \$6,817.25; Germaine Law Office, PLC \$188.30; Child Support Services ORS \$122.00; Suzette Williams \$616.97; Kids View Communications Corp. \$855.00; MBI Occupational Healthcare \$74.00

RECORDER

81. Ratification

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of May, 2013.

TREASURER

82. Duplicate Warrants - For Ratification

Old English Creations \$152.59

RATIFY AND/OR APPROVE

83. Minutes: June 18, 2013 and July 2, 2013
Warrants: July, 2013

53. CALL TO THE PUBLIC

Terry R. Cichos spoke about the dangerous traffic conditions that resulted from traffic cameras flashing at night.

54. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:20 a.m.

CHAIRMAN

ATTEST:

CLERK