

**MEETING SUMMARY REPORT - THE MINUTES WILL BE POSTED
AT www.pima.gov/cob AFTER APPROVAL BY THE BOARD OF
SUPERVISORS**

**Pima County Board of Supervisors' Meeting
130 W. Congress St., Hearing Room, 1st Fl.
August 19, 2013 9:00 a.m.**

1. ROLL CALL

2. INVOCATION

To be offered by Pastor Richard Santiago, Emmanuel Christian Church.

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

EXECUTIVE SESSION

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

LIBRARY DISTRICT BOARD

- 5. Board of Supervisor's Policy**
Staff and the Library Advisory Board request approval of Board of Supervisors Policy D 32.13, Pima County Public Library E-Commerce.

approve

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

BOARD OF SUPERVISORS

- 8. Colossal Cave Mountain Park**
Review of mountain lion shooting incident at Colossal Cave Mountain Park. Discussion/ action. (District 4)
Meeting date: 9/10/2013

continue

9. **Pima Council on Aging**
Presentation by Dr. Palmer Evans, Chairman of the PCoA Board of Directors and Jim Murphy, PCoA Chief Executive Officer, on Pima Council on Aging's 2013 "Aging in Pima County: A Report to the Community." (District 5)

no Board action taken

COUNTY ADMINISTRATOR

10. **Waiver of Assessed Penalties**
Pursuant to A.R.S. §42-12052, staff requests a waiver of penalties.

approve

COMMUNITY AND ECONOMIC DEVELOPMENT

11. UNFINISHED BUSINESS (8/6/13)
Humane Borders, Inc., to provide water stations and potable water to desert locations, General Fund, contract amount \$22,500.00 (CT-CED-14-14)

approve

NATURAL RESOURCES, PARKS AND RECREATION

12. **Desert Bighorn Sheep**
RESOLUTION NO. 2013 - 70, of the Board of Supervisors, in support of the reintroduction of Desert Bighorn Sheep into the Santa Catalina Mountains.

approve

13. **Mark Stevens Field**
RESOLUTION NO. 2013 - 71, of the Board of Supervisors, authorizing the naming of the Mehl Park Field No. 3 as Mark Stevens Field.

approve

14. **Roy Schoonover Julian Wash Greenway Trailhead**
RESOLUTION NO. 2013 - 72, of the Board of Supervisors, authorizing the renaming of the Julian Wash Greenway Trailhead at Kolb Road as Roy Schoonover Julian Wash Greenway Trailhead.

approve

15. **Chuck Catino Softball Complex**
RESOLUTION NO. 2013 - 73, of the Board of Supervisors, authorizing the renaming of the Canoa Preserve Park Softball Complex as the Chuck Catino Softball Complex.

remove from the agenda

***** HEARINGS *****

BOARD OF SUPERVISORS

16. **Tax Levy Resolution**
Adoption of the Fiscal Year 2013/2014 Tax Rates and establishing Tax Levy amounts.
If approved, pass and adopt: RESOLUTION NO. 2013 - 74.

approve

17. **Tax Collection Resolution**
RESOLUTION NO. 2013 - 75, authorizing delivery of the tax statements and the collection of the 2013 taxes.

approve

18. **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 No. 225-40-5250 to Legal Class 3 for Tax Year 2013.

no Board action taken

FRANCHISE/LICENSE/PERMIT

19. **Fireworks Permit**
Denese Veek, Caterpillar, Inc., Tinaja Training Facility, 5000 W. Caterpillar Trail, Green Valley, November 7, 2013 at 8:00 p.m.

approve

20. **Fireworks Permit**
Stephanie Paynter, Loews Ventana Canyon, 7000 N. Resort Drive,
Tucson, August 31, 2013 at 8:30 p.m.

approve

21. **Extension of Premises/Patio Permit**
Randy D. Nations, Hot Rods Old Vail, 10500 E. Old Vail Road, Vail,
Temporary Extension of Premises for October 3 and 17, 2013.

approve

22. **Acquisition of Control**
13-03-0040, Mark Steven Russell, Oregano's Pizza Bistro, 100 W.
Orange Grove Road, Tucson, Acquisition of Control.

approve

INFORMATION TECHNOLOGY

23. **Pima County Code Text Amendment**
ORDINANCE NO. 2013 - 37, of the Board of Supervisors, amending
the Pima County Code Chapter 5.04, Cable Communications.

approve

DEVELOPMENT SERVICES

24. UNFINISHED BUSINESS (6/4/13)
Lot Split
Co12-73-128, CASA RIO ESTATES, (PORTION OF LOT 22)
Joshua Myers, represented by Star Consulting of Arizona, Inc.,
requests a lot split. The applicant requests to split the eastern portion
of Lot 22 of Casa Rio Estates into two parcels of 1.12 and 1.85 acres.
Plat Note No. 14 states that lots in this subdivision will not be further
subdivided or split without the approval of the Board of Supervisors.
The subject lot is zoned CR-1 and is located at the terminus of Placita
Casa Rio, approximately 450 feet south of River Road. Staff
recommends **APPROVAL WITH CONDITIONS**. (District 1)

Meeting date: 10/15/2013

continue

- 25. Rezoning Ordinance**
ORDINANCE NO. 2013 - 38, Co9-13-01, 2006 Rupprecht Family Trust
- Valley View Road Rezoning. Owner Melanie Rupprecht (District 1)

approve

- 26. Rezoning Ordinance**
ORDINANCE NO. 2013 - 39, Co9-57-113, Miller Rezoning. Owners:
Holcomb Moody Family Trust and Toll Richard J. and Glenda E.
Revocable Trust (District 1)

approve

TRANSPORTATION

- 27. Impact Fee Eligible Project**
RESOLUTION NO. 2013 - 76, of the Board of Supervisors, adding the
segment of Camino Verde Road south of Valencia Road as an Impact
Fee Eligible Project within the Southwest Benefit Area.

approve

- 28. CALL TO THE PUBLIC**

- 29. ADJOURNMENT**

ADDENDUM 1

PRESENTATION/PROCLAMATION

1. Presentation of a proclamation to Rosa Torrez, Division of Child Support Services, South Balance of State Regional Manager, proclaiming the month of August, 2013 to be:
"CHILD SUPPORT AWARENESS MONTH"

approve

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 settlement of DPL Park, Inc., v. Pima County, Arizona Tax Court Case No. TX2012-000714, Tax Parcel No. 132-13-057A for Tax Years 2012 and 2013.

accept the recommendation

4. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding settlement of First American Title Trust 9291 v. Pima County, Arizona Tax Court Case No. TX2012-000845, Tax Parcel Nos. 219-05-0310, 219-05-0340, 219-05-0350, 219-05-0360, 219-05-0370, 219-05-0390, 219-05-0430, 219-05-0440, 219-05-0460, 219-05-0470, 219-05-0500, 219-05-0520, 219-05-0580, 219-05-0600, 219-05-0640, 219-05-0650, 219-05-0660, 219-05-0670, 219-05-0680, 219-05-0750 and 219-05-0770 for Tax Year 2013.

remove from the agenda

5. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding settlement of Orange Grove Off Condo Ent., L.L.C. v. Pima County, Arizona Tax Court Case No. ST2012-000792, Tax Parcel Nos. 102-06-1400 and 102-06-1420 for Tax Years 2012 and 2013.

accept the recommendation

6. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding settlement of Tin Cup Properties, L.L.C. v. Pima County, Arizona Tax Court Case No. ST2012-000749, Tax Parcel No. 119-02-0130 for Tax Years 2012 and 2013.

accept the recommendation

7. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding settlement of Tucson Five L.P. v. Pima County, Arizona Tax Court Case No. TX2011-000923, Tax Parcel No. 138-03-031J for Tax Year 2012.

accept the recommendation

8. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding settlement of Tucson Mather Plaza, L.L.C. v. Pima County, Arizona Tax Court Case Nos. TX2012-000063 and TX2012-000540, Tax Parcel No. 219-21-627B for Tax Years 2012 and 2013.

accept the recommendation

9. Pursuant to A.R.S. §38-431.03(A)(3), for legal advice regarding the recent mountain lion shooting incident at Colossal Cave Mountain Park.

no Board action taken

10. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding the recovery of Pima County's excess costs related to water service to the new Justice Courts Complex.

proceed as discussed

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

BOARD OF SUPERVISORS

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

A. On August 6, 2013, the Board of Supervisors approved the following:

CONSENT CALENDAR
Ratify and/or Approve
83. Minutes: July 2, 2013

It was moved by Supervisor Carroll, seconded by Supervisor

Bronson and unanimously carried by a 5-0 vote, to approve the minutes of July 2, 2013. (As part of the entire Consent Calendar motion)

* * *

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

Approval of the Board of Supervisors Meeting Minutes of July 2, 2013, specifically to amend the description of the Board of Supervisors' action to accurately reflect the adopted standard and special conditions for Item No.29, Co9-12-05, Sabino Canyon Gateway, L.L.C., - Sabino Canyon Road Rezoning as follows:

It was thereupon moved by Supervisor Miller, seconded by Supervisor Bronson and carried by a 4-0 vote, Supervisor Carroll absent, to close the public hearing and approve Co9-12-05, subject to standard and special conditions AS AMENDED TO INCLUDE AN ADDITIONAL CONDITION TO ADD A SLIP-LANE TO ALLOW ACCESS TO THE SITE FROM NORTHBOUND SABINO CANYON TRAFFIC AND A RIGHT TURN DECELERATION LANE SHALL BE PROVIDED BY THE PROPERTY OWNER/DEVELOPER.

approve as amended

CONTRACT AND AWARD

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

12. Santa Cruz County One Stop, Amendment No. 1, to provide for the H1-B Technical Skills Training Program and extend contract term to 6/30/14, no cost (CT-CS-13-474)

approve

COUNTY ATTORNEY

13. Brekan-Nava Group, Amendment No. 2, to provide for expert consultation services regarding the Pima County et al., v. Raytheon Company, TX2010-000308 and TX001041, General Fund, contract amount \$50,000.00 (CT-AS-12-1523)

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continue

HEALTH

14. Arizona Health Care Cost Containment System (AHCCCS), to provide supplemental payments to disproportionate share hospitals, General Fund, contract amount \$3,325,000.00 (CT-FN-14-52)

approve

PUBLIC WORKS ADMINISTRATION

15. Community Healthcare Benefit Foundation of Pima County and Landmark Title Assurance Agency of Arizona, L.L.C., Amendment No. 1, to provide for the Julian Wash Escrow Agreement Project and amend contractual language, contract amount \$265,000.00 decrease (CTN-PW-13-364)

approve

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

approve

BOARD, COMMISSION AND/OR COMMITTEE

17. **Trial Court Appointments - Nominating Committee District 1**
Appointment of Lynn Wildblood, to replace Jane Holbrook. No term expiration.

approve

18. **Board of Adjustment, District 1**
Appointment of Lynn Wildblood, to replace Madeline Moore. Term expiration: 8/19/17.

approve

TRANSPORTATION

19. **Traffic Ordinance**
ORDINANCE NO. 2013 - **40**, of the Board of Supervisors, regulating parking on Albany Avenue in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

approve

20. **Traffic Ordinance**
ORDINANCE NO. 2013 - **41**, of the Board of Supervisors, regulating parking on Paseo Del Rancho Escondido in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

approve

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

Approval of the Consent Calendar

see items below

CONTRACT AND AWARD

Community and Economic Development

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

Community Services, Employment and Training

2. DK Advocates (DKA), Inc., Amendment No. 4, to provide workforce development services, extend contract term to 9/30/13 and amend contractual language, US DOL, AZ DES and Other Workforce Funds, contract amount \$14,606.75 (CT-CS-12-1628)
approve on the Consent Calendar
3. The Salvation Army, to provide for the Emergency Services Network Project, AZ DOL, FEMA and General (5.4%) Funds, contract amount \$59,250.00 (MA-CS-14-53)
approve on the Consent Calendar

County Attorney

4. Mark Von Destinon, Ph.D., Amendment No. 2, to provide professional services related to child abuse, domestic violence, drug endangered, sexual assault protocols and related projects and extend contract term to 8/31/14, Special Revenue Fund, contract amount \$50,000.00 (CT-PCA-12-870)
approve on the Consent Calendar

Facilities Management

5. Arizona Board of Regents on behalf of The University of Arizona, to provide for a lease at 3950 S. Country Club Road, contract amount \$1,973,418.45/5 year term revenue (CTN-FM-14-25)

approve as amended

Fleet Services

6. Arizona Department of Corrections, Amendment No. 2, to provide fuel, extend contract term to 7/7/14 and amend contractual language, contract amount \$10,800.00 estimated revenue (CTN-FS-13-13)
approve on the Consent Calendar

Forensic Science Center

7. Humane Borders, to provide for the development and implementation of a database for the International Open GIS Initiative for Missing and Deceased Migrants Project, Howard G. Buffett Foundation Grant Fund, contract amount \$14,963.00 (CT-FSC-14-24)
approve on the Consent Calendar

Information Technology

8. Cox Communications Arizona, L.L.C., Amendment No. 2, to provide for the cable television nonexclusive license renewal agreement and extend contract term to 6/30/23, contract amount \$5,000,000.00/10 year term revenue (CTN-IT-14-26)
approve on the Consent Calendar

Procurement

9. LambTech, Inc., Amendment No. 2, to provide system wide odor control program sampling, monitoring and performance evaluation support, extend contract term to 8/6/14 and amend contractual language, Wastewater Operations Fund, contract amount \$350,000.00 (MA-WW-12-741) Regional Wastewater Reclamation
approve on the Consent Calendar
10. **Award**
Low Bid: Award of Contract, Requisition No. 100948, in the amount of \$358,000.00 to the lowest responsive bidder, United Builders, L.L.C. (Headquarters: Tucson, AZ) for the total base bid for the Pima County Abrams Building Third Floor Tenant Improvement. The contract is for six months and may be extended for project completion. Funding Source: 2006 Bond Fund. Administering Department: Facilities Management.
approve on the Consent Calendar
11. **Award**
Award of Contract for Solicitation No. 85879 and authority to proceed to negotiations with KE&G Construction, Inc. (Headquarters: Sierra Vista, AZ), the respondent submitting the highest scoring proposal for construction manager at risk services for the South Rillito West Central Interceptor Rehabilitation Project. The initial contract will be in an amount not to exceed \$100,000.00 for preconstruction services. At the completion of preconstruction services, the County and contractor

will agree on a Guaranteed Maximum Price (GMP) for construction of the project. RWRD will submit the GMP to the Board for approval. Total cost for this project including preconstruction services and construction services is not expected to exceed \$14,280,000.00. Construction is to be completed no later than July 2016. In the event a fee agreement cannot be reached with the highest ranked firm, request authorization to negotiate with the next highest ranked firms in the following order: B&F Contracting, Inc., Achen-Gardner Construction, Inc. Funding Source: RWRD Obligation Fund. Administering Department: Regional Wastewater Reclamation.
approve on the Consent Calendar

12.

Award

Award of Contract for Solicitation No. 94148 and authority to proceed to negotiations with Westland Resources, Inc. (Headquarters: Tucson, AZ), the respondent submitting the highest scoring proposal for Southeast Interceptor Augmentation - Feasibility Study, Alignment Study and Design Project. Total cost of this project is expected not to exceed \$500,000.00. In the event a fee agreement cannot be reached with the highest ranked firm, request authorization to negotiate with the next highest ranked firms in the following order: Dibble Engineering, PSOMAS, URS Corporation. Funding Source: RWRD Obligation Fund. Administering Department: Regional Wastewater Reclamation.
approve on the Consent Calendar

13.

The Ashton Company, Inc., Borderland Construction Company, Inc., Granite Construction Company, KE&G Construction, Inc., Southern Arizona Paving & Construction Company, Amendment No. 4, to provide a job order master agreement for traffic signal, road intersection, paving and drainage improvements and extend contract term to 12/21/13, County HURF Fund, contract amount \$5,000,000.00 (MA-PO-12-226) Transportation
approve on the Consent Calendar

14.

Desert Earth and Wood, L.L.C., Woodstock Builders, Inc., Amendment No. 2, to provide for a master agreement for the Conventional Home Weatherization Plus Project and extend contract term to 11/5/14, CDBG Fund, contract amount \$400,000.00 (MA-CD-13-222) Community Development
approve on the Consent Calendar

Sheriff

15. Department of Public Safety, Amendment No. 4, to provide for the State Gang Task Force Detention Liaison Officer Program and amend contractual language, State Grant Fund, contract amount \$100,000.00 revenue (CTN-SD-CMS142329)
approve on the Consent Calendar
16. Town of Sahuarita, Amendment No. 3, to provide dispatch services and extend contract term to 6/30/14, contract amount \$146,000.00 revenue (CTN-SD-12-42)
approve on the Consent Calendar

BOARD, COMMISSION AND/OR COMMITTEE

17. **Trial Court Appointments - Nominating Committee District 1**
Appointment of Madeleine Wachter, Independent. No term expiration.
approve on the Consent Calendar
18. **Tucson-Pima County Bicycle Advisory Committee**
- Ratification of Davis-Monthan Air Force Base appointment: Senior Master Sergeant Edward Yasenchack. Term expiration: 3/29/16. (Jurisdictional recommendation)
 - Reappointments of Collin Forbes and Eric Post. Term expirations: 8/18/15. (Committee recommendations)
- approve on the Consent Calendar**
19. **Metropolitan Education Commission**
- Reappointments of Dr. Kasey Urquidez and Dr. Alan Storm. Term expirations: 8/13/16. (Commission recommendations)
 - Reappointment of Jennifer Flores. Term expiration: 8/2/16. (Commission recommendation)
- approve on the Consent Calendar**
20. **Self-Insured Trust Fund Board**
- Appointment of Drew Palmer, to replace George Ninow. Term expiration: 12/31/16. (Staff recommendation)
 - Reappointments of Sandra L. Abbey, Steve Holland, Tom Burke, Joyce Goedel, Maria Luna and Mark Dwerschalk. Term expirations: 12/31/16. (Staff recommendations)
- approve on the Consent Calendar**
21. **Design Review Committee**
- Reappointment of Don Laidlaw, Term expiration: 4/7/15. (Staff recommendation)
 - Reappointment of Clave Lilien, representing the Homeowners and Neighborhood Associations. Term expiration: 8/19/16. (Staff recommendation)
- approve on the Consent Calendar**

- 22. Technical Review Committee**
Reappointment of Don Laidlaw. Term expiration: 8/18/16. (Staff recommendation)
approve on the Consent Calendar
- 23. Outside Agency Citizen Review Committee**
Appointment of Onita Davis, to replace Corey Smith. No term expiration. (District 1)
approve on the Consent Calendar
- 24. Board of Adjustment, District 1**
Appointment of Alan Brass, to replace Lisa Suarez. Term expiration: 8/19/17.
approve on the Consent Calendar

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

- 25.** Shari Renne Ordog, American Liver Foundation, Loews Ventana Canyon, 7000 N. Resort Drive, Tucson, September 26, 2013.
approve on the Consent Calendar
- 26.** Patrick K. O'Brien, Knights of Columbus Assembly No. 2308, St. Elizabeth Ann Seton Church, 8650 N. Shannon Road, Tucson, August 17, 2013.
approve on the Consent Calendar
- 27.** Scott Matlick, Ronald McDonald House Charities of Southern Arizona, St. Philip's Plaza, 4280 N. Campbell Avenue, Tucson, September 20, 2013.
approve on the Consent Calendar
- 28.** Lisa H. Israel, Casa Community Services by Posada Life, Casa De Esperanza, 780 S. Park Centre Avenue, Green Valley, October 5, 2013.
approve on the Consent Calendar

ELECTIONS

29. Pursuant to A.R.S. §16-821B, approval of Precinct Committeemen resignations and appointments:
- Resignations-Precinct-Party
Thomas J. Lindmeier-084-Dem; John Johnson-029-Rep; Sophia Johnson-029-Rep; Philip B. Opdenbrouw-084-Rep; Dorren G. Laird-119-Rep; Terri L. Proud-146-Rep; Mary L. Hurley-229-Rep
- Appointments-Precinct-Party
Jonathan P. Salvatierra-046-Dem; Miriam R. Lindmeier-084-Dem; Linda S. Laird-282-Dem; Jennifer L. Keith-139-Rep; Mary L. Hurley-141-Rep; Terri L. Proud-212-Rep; Alan C. Bomberger-237-Rep; Hugh C. Kelly-261-Rep
approve on the Consent Calendar

FINANCE AND RISK MANAGEMENT

30. **Duplicate Warrants - For Ratification**
Thompson-Quill Assoc. \$714.39; Tiffany Huffman-Spiers \$540.50; Backbone Communications, L.L.C. \$1,229.63; Caroline Tompkins \$16.45; Mirtha Marquez \$144.36; TEK Systems \$292.00; Metro Water District \$118.00; Randy Maish \$38.00; John Randall Harris \$800.00; Eric Noble Schwarz \$31.12
approve on the Consent Calendar

REAL PROPERTY

31. **Drainage Easement**
Rillito Business Park Condominium Association, Inc., for an underground drainage pipe to serve Tax Parcel No. 108-19-3180 within Section 19, T13S, R14E, and G&SRM. This drainage easement supersedes and replaces in its entirety, that certain drainage easement previously granted by the Board on the March 19, 2013 agenda to SOK Investment Holdings, L.L.C., \$54.00 revenue (District 3)
approve on the Consent Calendar
32. **Surplus Property**
Staff requests approval to advertise and sell surplus property consisting of one vacant residential lot, five single family residences and one office building located at 4900, 4901, 4931, 4941, 4961, 4981, and 4911 N. La Cholla Boulevard, Tax Parcel Nos. 104-12-0520, 101-16-0280, 101-16-0290, 101-16-0310, 101-16-0320, 101-16-033A, and 101-16-035A. (District 3)
approve on the Consent Calendar

33.

Abandonment and Quit Claim Deed

- A. RESOLUTION AND ORDER NO. 2013 - 77, of the Pima County Board of Supervisors, vacating portions of public right-of-ways consisting of roads, alleys, and drainage ways dedicated by the subdivision plats of Diablo Village Estates, as Pima County road abandonment No. A-13-04 within Section 16, T15S, R12E, G&SRM, Pima County, Arizona. (District 3)
 - B. Quit claim deed to Pima County Flood Control District, a political taxing subdivision of the State of Arizona, all rights, title and interest of public rights-of-way consisting of roads, alleys, and drainage ways dedicated by the subdivision plats of Diablo Village Estates, as Pima County road abandonment No. A-13-04 within Section 16, T15S, R12E, G&SRM, Pima County, Arizona. No cost. (District 3)
- approve on the Consent Calendar**