

**MEETING SUMMARY REPORT - THE MINUTES WILL BE POSTED
AFTER APPROVAL BY THE BOARD OF SUPERVISORS**

**Pima County Board of Supervisors' Meeting
130 W. Congress St., Hearing Room, 1st Fl.
April 16, 2013 9:00 a.m.**

1. ROLL CALL

2. INVOCATION

To be offered by Pastor Ray Thomas, Holy Way Presbyterian Church.

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

PRESENTATIONS/PROCLAMATIONS

- 5.** Presentation of a proclamation to Lt. Raul Munoz, Pima County Sheriff's Department, proclaiming May 5, 2013 through May 11, 2013, to be:
"CORRECTIONAL OFFICERS WEEK"

approve

- 6.** Presentation of a proclamation to Lt. Raul Munoz, Pima County Sheriff's Department, proclaiming May 5, 2013 through May 11, 2013, to be:
"NURSES WEEK"

approve

- 7.** Presentation of a proclamation to Veronica Acosta, National Day of Prayer Committee, proclaiming Thursday, May 2, 2013, to be:
"NATIONAL DAY OF PRAYER"

approve

EXECUTIVE SESSION

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

8. **Contract**
Schlesinger Consulting Engineering, P.L.L.C., Amendment No. 1, to provide design engineering services for the Canada Del Oro Wash Pathway: La Cholla to La Canada, extend contract term to 6/30/14 and amend contractual language, Flood Control District Tax Levy Fund, contract amount \$46,646.99 (CT-FC-13000278)

approve

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

BOARD OF SUPERVISORS

11. Adoption of the Board of Supervisors Rules and Regulations, dated April 2013.

approve as amended

INDUSTRIAL DEVELOPMENT AUTHORITY

12. RESOLUTION NO. 2013 - **26**, 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 \$11,500,000.00 Education Revenue Bonds (BASIS Schools, Inc. Project) Series 2013 and declaring an emergency.

adopt

13. RESOLUTION NO. 2013 - **27**, of the Board of Supervisors of Pima County, Arizona, approving the proceeding of the Industrial Development Authority of the County of Pima regarding the issuance of its Fire Facility Revenue Bonds (Twin Arrows Fire Station Project), Series 2013 in an aggregate principal amount not to exceed \$13,000,000.00 and declaring an emergency.

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continue

14. RESOLUTION NO. 2013 - **28**, of the Board of Supervisors of Pima

County, Arizona, approving the proceeding of the Industrial Development Authority of the County of Pima regarding the issuance of its Education Facility Revenue Bonds (Starshine Academy Project), Series 2013 in an aggregate principal amount not to exceed \$13,000,000.00 and declaring an emergency.

adopt

TRANSPORTATION

15. **Acceptance of Project/Roadway for Maintenance**
P1204-086, Sonoran Ranch Estates II, Lots 511-540 and 549-570.
Developer: Son.Land Company (District 3)

approve

***** HEARINGS *****

FRANCHISES/LICENSES/PERMITS

16. **Fireworks Permit**
Troy Finley, Tucson Country Club, 2950 N. Camino Principal, Tucson,
April 21, 2013 at 9:00 p.m.

close the public hearing and approve

17. **Fireworks Permit**
Troy Finley, Tucson Country Club, 2950 N. Camino Principal, Tucson,
April 25, 2013 at 8:30 p.m.

close the public hearing and approve

18. **Wine Festival**
Ricky Lynn Riddle, Bear Track Winery, 4743 E. Sunrise Drive, Tucson,
May 10, 2013 from 5:00 p.m. to 10:00 p.m. and May 11, 2013 from
12:00 p.m. to 10:00 p.m.

close the public hearing, approve the license and forward the recommendation
to the Arizona Department of Liquor Licenses and Control

DEVELOPMENT SERVICES

19. **Type III Conditional Use Permit - Increase in Height of Existing Tower - Communication Tower**
P21-12-020, PICTURE ROCKS VOLUNTEER FIRE DISTRICT - N. SANDARIO ROAD
Request of FM Group (on behalf of AT&T Mobility), on property located at 7341 N. Sandario Rd., in the GR-1 Zone, for a Conditional Use Permit for a Communication Tower (increase in height of existing tower), in accordance with Section 18.07.030.H.2.e. of the Pima County Zoning Code as a Type III Conditional Use Permit. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Spendiarian and Cook were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. The Hearing Administrator recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 3)

close the public hearing and approve

TRANSPORTATION

20. **Traffic Ordinance**
ORDINANCE NO. 2013 - **21**, of the Board of Supervisors, regulating traffic at the intersection of Hildreth Avenue and Corona Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 5)

close the public hearing and adopt

21. **Traffic Resolution**
RESOLUTION NO. 2013 - **29**, of the Board of Supervisors, permitting the temporary closure of Dodge Boulevard in Pima County, Arizona, for the Cyclovia Tucson Event on Sunday, April 28, 2013. Staff recommends **APPROVAL**. (Districts 1 and 2)

close the public hearing and adopt

22. **CALL TO THE PUBLIC**

23. **ADJOURNMENT**

ADDENDUM 1

PRESENTATION/PROCLAMATION

1. Presentation of a proclamation to Mary Ann Phininzy, proclaiming April 26, 2013 through April 28, 2013, to be:
"GLOBAL YOUTH SERVICE DAYS"

approve
2. Presentation to Sylvia Grajeda to honor her late husband, Ed Grajeda, Range Master at the Southeast Regional Park Shooting Range from 2009 - 2013, who set the record of logging 665 volunteer hours in the year 2010.

no Board action taken

EXECUTIVE SESSIONS

Call to the Public (for Executive Session items only)

3. UNFINISHED BUSINESS (4/9/13)
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 in Executive Session
4. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a claim against Pima County by Title Security Agency of Arizona as Trustee under Trust No. 2003 and Valencia Kolb Properties, L.L.C.

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continue
5. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of Title Security Agency of Arizona, an Arizona Corporation, as Trustee under Trust Nos. 773 and 787; Daniel E. Percy and Mattida Raksanaves, husband and wife; and KFI/AAF SR Holdings, L.L.C., an Arizona Limited Liability Company v. Pima County, Arizona Tax Court Case No. TX2010-001181, Saguaro Ranch, 59 parcels for Tax Year 2011: generally Tax Parcel Nos. 219-07-0110 through 219-07-0160, 219-10-001E through 219-10-1690 and 219-11-006J.

accept the recommendation

6. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of KFI/AAF SR Holdings, L.L.C., an Arizona Limited Liability Company v. Pima County, Arizona Tax Court Case No. TX2011-000504, Saguaro Ranch, 4 parcels for Tax Year 2011: Tax Parcel Nos. 219-07-0040, 219-07-0050 and 219-10-075A and 219-10-1010; 63 parcels for Tax Year 2012: generally Tax Parcel Nos. 219-07-0040 through 219-07-0160 and 219-10-001E through 219-10-1690.

accept the recommendation

7. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of CIS Servicing, L.L.C., a Limited Liability Company v. Pima County, Arizona Tax Court Case No. TX2011-000831, Tax Parcel No. 225-51-2600 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 Foothills Real Estate, L.L.C., v. Pima County and Department of Revenue of the State of Arizona, Arizona Tax Court Case No. TX2012-000127, Tax Parcel Nos. 121-05-0140, 121-05-0150, 121-05-016A, 121-05-017F and 121-05-017J for Tax Years 2012 and 2013.

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continue

9. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of G&E Healthcare REIT Academy, L.L.C., v. Pima County, Arizona Tax Court Case No. TX2011-000957, Tax Parcel Nos. 133-17-062A, 133-17-062F, 133-17-062H and 133-17-062J for Tax Year 2012.

accept the recommendation

10. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of WCCP 1 Finance Drive, L.L.C., an Arizona Limited Liability Company, EDI Ocean, L.L.C., an Arizona Limited Liability Company, WRM Investments, L.L.C., an Arizona Limited Liability Company, and PVP Investments, L.L.C., a Delaware Limited Liability Company v. Pima County, Arizona Tax Court Case No. TX2011-000982, Tax Parcel Nos. 133-23-1460 and 133-23-167A for Tax Year 2012.

accept the recommendation

11. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of WCCP Plaza Palomino, L.L.C., an Arizona Limited Liability Company v. Pima County, Arizona Tax Court Case No. TX2012-000201, Tax Parcel No. 110-05-014C for Tax Years 2012 and 2013.

accept the recommendation

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

LIBRARY DISTRICT BOARD

12. Town of Oro Valley, to provide a lease agreement for the Oro Valley Public Library, Library District Fund, contract amount \$750,000.00/25 year term (CT-LIB-13000725)

approve

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

BOARD OF SUPERVISORS

13. RESOLUTION NO. 2013 - **30**, of the Board of Supervisors, in support of a community-wide conference on the health impacts of a changing climate in the Southwest. (District 5)

adopt

COUNTY ADMINISTRATOR

14. **Proposed Workplace Bullying Policy**
Staff recommends adoption of Board of Supervisors Policy, No. D23.1, Preventing, Identifying and Addressing Workplace Bullying, and direction to staff as follows:
1. Incorporate workplace bullying prevention training in our existing training curricula.
 2. Ensure employees understand the consequences of workplace bullying through enforcement, email, eScoop, and consultation with the Human Resources Department.

approve

CONTRACTS AND AWARDS

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

15. Arizona Board of Regents, University of Arizona, to provide services to assist in alleviating poverty, revitalizing communities and empowering low-income families to become self-sufficient, CSBG Fund, contract amount \$22,500.00 (CT-CS-13000740)

approve

FACILITIES MANAGEMENT

16. Town of Oro Valley, to provide a lease agreement for the Oro Valley Public Library, Library District Fund, contract amount \$750,000.00/25 year term (CT-LIB-13000725)

approve

NATURAL RESOURCES, PARKS AND RECREATION

17. Championship Sports, L.L.C., Amendment No. 6, to provide for the operation and administration of leagues at Mike Jacob Sports Park and amend contractual language, no cost (CT-PR-12001596)

approve

18. Rillito Park Foundation, to provide an operating agreement for the Historic J. Rukin Jelks House, contract amount \$60,000.00 revenue/5 year term (CTN-PW-13000300)

approve

OFFICE OF EMERGENCY MANAGEMENT AND HOMELAND SECURITY

19. State of Arizona, Arizona State Forestry Division, to provide for the Community Wildfire Protection Plan Project, State Grant Fund, contract amount \$10,000.00 revenue (CT-OEM-13000731)

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continue

PROCUREMENT

20. Qwest Communications Company, L.L.C., d.b.a. CenturyLink Q.C.C., Qwest, Amendment No. 1, to provide for the voice over internet protocol communications system and amend contractual language,

Capital Project Fund, contract amount \$1,238,916.03
(MA-PO-12000151) Information Technology

Meeting date: 5/7/2013

continue

BOARDS, COMMISSIONS AND/OR COMMITTEES

21.

Board of Adjustment, District 3

Appointment of Dee Steinbrenner to fill the unexpired term of Jo Coudray. Term expiration: 9/6/14. (District 3)

approve

22.

Library Advisory Board

Appointment of Norma Jean Bethel to fill the unexpired term of John J. Hagan. Term expiration: 6/30/15. (District 3)

approve

23.

Pima County Housing Commission

Reappointment of David Greenberg. Term expiration: 12/31/16. (District 1)

approve

**CONSENT
CALENDAR
APRIL 16, 2013**

CONSENT CALENDAR, APRIL 16, 2013

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

10. Approval of the Consent Calendar

see items below

CONTRACTS AND AWARDS

Community Development and Neighborhood Conservation

1. City of Tucson, Amendment No. 2, to provide for the NSP2 Consortium Funding Agreement, extend contract term to 2/28/14 and amend contractual language, HUD Federal Fund, contract amount \$110,000.00 (CT-CD-12000352)

approved on the Consent Calendar

2. La Posada at Park Center, Inc., Amendment No. 2, to provide for the Casa Community Center/Casa de Esperanza Facility Improvements Project and amend contractual language, CDBG Fund, contract amount \$18,000.00 (CT-CD-12001972)

approved on the Consent Calendar

Health

3. Tucson Unified School District, Amendment No. 3, to provide dental screening and sealant services and extend contract term to 2/1/14, no cost (CTN-HD-12000073)

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continue

4. Pima Council on Aging, Amendment No. 2, to provide nursing services to the elderly population and amend contractual language, no cost (CTN-HD-13000045)

approved on the Consent Calendar

5. Arizona Department of Health Services, to provide immunization services, Federal Fund, contract amount revenue based on services (CTN-HD-13000270)

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continue

Procurement

6. **Award**
Amendment of Award: Motorola, Inc., Contract No. MA-PO-12000284, Amendment No. 4. This contract is to provide Pima County Wireless Integrated Network Voice Radio System, modify contract notice information and revise payment terms. Funding Source: 2004 Bond Fund, Federal Grant Fund and Pima County Wireless Integrated Network Participant Funds. Administering Department: Sheriff.
approved on the Consent Calendar
7. **Award**
Low Bid: Award of Contract, Requisition No. 83510, in the amount of \$5,007,831.96, Base Bid plus Add Alternate No. 1 - Pedestrian Path and Add Alternate No. 2 - Landscape, to the lowest responsive bidder, Southern Arizona Paving & Construction Co., (Headquarters: Tucson, AZ) for the construction of Orange Grove Road: Camino de la Tierra to La Cholla Boulevard Project. The contract term is thirty months with the ability to extend for contract completion. Construction is to be complete within 270 working days from Notice to Proceed. Funding Source: 1997 HURF Bond Fund, DOT-44 (95.6%), RTA Intersection Safety Funds (4.4%). Administering Department: Public Works.
approved on the Consent Calendar

BOARDS, COMMISSIONS AND/OR COMMITTEES

8. **Tucson/Pima County Bicycle Advisory Committee**
Ratification of Town of Marana appointment: Glenn Pfeiderer. Term expiration: 9/20/13. (Jurisdictional recommendation)
approved on the Consent Calendar
9. **Pima County Housing Commission**
Reappointment of Kathleen Hewitt. Term expiration: 4/16/17. (District 1)
approved on the Consent Calendar

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

10. George Steven Nash, Pima County Medical Society Alliance, St. Phillip's Plaza, 4280 N. Campbell Avenue, Tucson, April 27, 2013.
approved on the Consent Calendar

FINANCE AND RISK MANAGEMENT

11. **Duplicate Warrants - For Ratification**
Ursula D. Koontz \$17.80; Southwest Gas \$133.52; Republic Services of AZ Haulin \$13,313.33; Republic Services of AZ Haulin \$11,896.59; Harrison Blackwell \$159.00
approved on the Consent Calendar

JUSTICE COURT

12. **Small Claims Hearing Officers Appointments**
Appointments of Small Claims Hearing Officers of the Consolidated Justice Court for the period of July 1, 2013 through June 30, 2014:
Vera Beil
Carolyn A. Classen
Ben E. Davis
Michael Figueroa
Michael Hellon
David Kryder
Carol Larson
Lesley Potts
James A. Rendon
Bryan Schwartz
William B. Shope
Allan Zoloto
approved on the Consent Calendar

PROCLAMATION

13. Proclaiming April 28, 2013 through May 4, 2013, to be:
"PIMA COUNTY PEACE OFFICERS MEMORIAL WEEK"
and
Proclaiming Friday, May 3, 2013, to be:
"PIMA COUNTY PEACE OFFICERS MEMORIAL DAY"

approve

RATIFY AND/OR APPROVE

14. Minutes: March 19, 2013
approved on the Consent Calendar