



Pima County Clerk of the Board


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MEMORANDUM

TO: Honorable Chairman and Board Members
Pima County Board of Supervisors

FROM: Robin Brigode, Clerk of the Board 

DATE: October 1, 2013

RE: Approval of the Board of Supervisors Minutes of August 19, 2013

Attached please find the Board of Supervisors Meeting Minutes for August 19, 2013. Amendments to Item Nos. 19, 24, 39 and 48 are presented for your consideration.

Respectfully submitted.

Attachment

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 Monday, August 19, 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
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

* Supervisor Carroll joined the meeting at 9:35 a.m.

1. **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.

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

2. **ADJOURNMENT**

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 Monday, August 19, 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
 Robin Brigode, Clerk of the Board
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* Supervisor Carroll joined the meeting at 9:35 a.m.

1. INVOCATION

The invocation was given by Pastor Richard Santiago, Emmanuel Christian Church.

2. PLEDGE OF ALLEGIANCE

All present joined in the Pledge of Allegiance.

3. PERSONAL POINT OF PRIVILEGE

Supervisor Elías stated it was Tucson's birthday week and invited the community to the events planned for the occasion.

4. PAUSE 4 PAWS

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

5. CONVENE TO EXECUTIVE SESSION

It was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to convene to Executive Session at 9:39 a.m.

6. **RECONVENE**

The meeting reconvened at 10:37 a.m. All members were present.

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

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

EXECUTIVE SESSION

8. 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.

Chris Straub, Chief Deputy County Attorney, reported this case involved a two-story motel located at 1031 E. Benson Highway, that the proposed settlement would result in an estimated tax decrease of \$37,225.00 for tax year 2012; \$36,290.00 for tax year 2013, and that the values for tax year 2013 would roll over to tax year 2014. He stated the County Assessor and County Attorney's Office recommended approval.

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

9. 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.

Without objection, this item was removed from the agenda.

10. 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.

Chris Straub, Chief Deputy County Attorney, reported this case involved two partially completed office condo units located at 1238 N. Orange Grove Road; that the proposed settlement would result in an estimated tax decrease for unit 101 of \$7,545.00 for tax year 2012 and \$2,435.00 for tax year 2013; for unit 103 of \$10,495 for tax year 2012 and \$3,385.00 for tax year 2013; and that the values for tax year 2013 for both units would not roll over to tax year 2014. He stated the County Assessor and County Attorney's Office recommended approval.

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

11. 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.

Chris Straub, Chief Deputy County Attorney, reported this case involved a warehouse property located at 2626 S. 4th Avenue; the proposed settlement would result in an estimated tax decrease of \$21,750.00 for tax year 2012 and \$21,205 for tax year 2013; and that the value for tax year 2013 would roll over to tax year 2014. The County Assessor would send a supplemental notice of value and notice of change for tax year 2014. He stated the County Assessor and County Attorney's Office recommended approval.

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

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

Chris Straub, Chief Deputy County Attorney, reported this case involved an apartment complex located at 6340 S. Santa Clara Avenue and the proposed settlement would result in an estimated tax decrease of \$7,570.00 for tax year 2012 and the value would roll over to tax year 2013. He stated the County Assessor and County Attorney's Office recommended approval.

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

13. 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.

Chris Straub, Chief Deputy County Attorney, reported this case involved an adult healthcare complex located on the eastside of Rancho Vistoso Boulevard and the proposed settlement would result in an estimated tax decrease of \$101,490.00 for tax year 2012 and \$90,820.00 for tax year 2013 and that the value for tax year 2013 would roll over to tax year 2014. He stated the County Assessor and County Attorney's Office recommended approval.

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

14. 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.

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

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

Chris Straub, Chief Deputy County Attorney, stated the County Administrator and County Attorney's office sought authority to proceed as discussed in Executive Session.

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

BOARD OF SUPERVISORS

16. **Colossal Cave Mountain Park**

Review of mountain lion shooting incident at Colossal Cave Mountain Park. Discussion/ action. (District 4)

Supervisor Carroll stated he would like the administrative process to continue as discussed in Executive Session.

It was moved by Supervisor Carroll, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to continue the item to the Board of Supervisors' Meeting of September 10, 2013.

17. **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)

Dr. Palmer Evans and Jim Murphy made the presentation to the Board. The Board took no action.

COUNTY ADMINISTRATOR

18. **Waiver of Assessed Penalties**

Pursuant to A.R.S. §42-12052, staff requests a waiver of penalties.

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

COMMUNITY AND ECONOMIC DEVELOPMENT

19. Contract

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

Humane Borders, Inc., to provide water stations and potable water to desert locations, General Fund, contract amount \$22,500.00 (CT-CED-14-14)

Supervisor Miller stated that ~~leaving water in the desert contributed to drug trafficking, rape and human trafficking.~~ PROVIDING WATER STATIONS IN THE DESERT AIDED AND ABETTED LAWBREAKERS, HUMAN TRAFFICKERS AND OTHER CRIMINAL ENTERPRISES. SHE SAID THAT OTHER OPTIONS SHOULD BE CONSIDERED SUCH AS INCREASED BORDER SECURITY AND SOLAR POWERED EMERGENCY BEACONS FOR PERSONS IN DISTRESS.

A motion was made by Supervisor Miller to deny this item. The motion died for lack of a second. It was then moved by Supervisor Elías, seconded by Supervisor Bronson and carried by a 3-1 vote, Supervisor Miller voted “Nay” and Supervisor Carroll was absent, to approve the item.

NATURAL RESOURCES, PARKS AND RECREATION

20. 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.

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

21. 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.

Christopher Cole spoke to the Board regarding the county naming policy and to consider naming conventions after veterans.

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

22. **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.

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

23. **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.

Without objection, this item was removed from the agenda.

BOARD OF SUPERVISORS

24. **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.

Christopher Cole spoke to the Board on behalf of the Libertarian Party and requested the tax levy not be increased.

SUPERVISOR MILLER COMMENTED SHE COULD NOT SUPPORT THE TAX LEVY RESOLUTION AS THE COUNTY HAD INCREASED SPENDING AND MADE NO ATTEMPT TO REDUCE EXPENSES TO PUT MORE MONEY IN THE POCKETS OF THE TAXPAYERS.

It was moved by Supervisor Bronson and seconded by Supervisor Elías, to close the public hearing and adopt Resolution No. 2013 - 74. Upon roll call, the motion carried by a 3-2 vote, Supervisors Carroll and Miller voted "Nay."

25. **Tax Collection Resolution**

RESOLUTION NO. 2013 - 75, authorizing delivery of the tax statements and the collection of the 2013 taxes.

The Chairman inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to close the public hearing and adopt Resolution No. 2013 - 75.

26. 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.

Robin Brigode, Clerk of the Board, reported that the Pima County Assessor had withdrawn his appeal therefore the decision of the Review Officer would stand. The Board took no action on this item.

FRANCHISE/LICENSE/PERMIT

27. Fireworks Permit

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

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

28. Fireworks Permit

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

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

29. 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.

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

30. Acquisition of Control

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

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

INFORMATION TECHNOLOGY

31. Pima County Code Text Amendment

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

The Chairman inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Chairman Valadez and unanimously carried by a 5-0 vote, to close the public hearing and adopt Ordinance No. 2013 - 37.

DEVELOPMENT SERVICES

32. Lot Split

The Board of Supervisors on June 4, 2013, continued the following:

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)

Without objection, this item was continued to the Board of Supervisors' Meeting of October 15, 2013.

33. Rezoning Ordinance

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

The Chairman inquired whether anyone wished to be heard. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and adopt Ordinance No. 2013 - 38.

34. **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)

The Chairman inquired whether anyone wished to be heard. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and adopt Ordinance No. 2013 - 39.

TRANSPORTATION

35. **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.

The Chairman inquired whether anyone wished to be heard. No one appeared. On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to close the public hearing and adopt Resolution No. 2013 - 76.

PRESENTATION/PROCLAMATION

36. 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"

Supervisor Miller read the proclamation for the record.

On consideration it was moved by Supervisor Elías and seconded by Supervisor Bronson and carried by a 4-0 vote, Supervisor Carroll was absent, to approve the proclamation.

BOARD OF SUPERVISORS

37. **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)

* * *

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

- 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 for southbound Sabino Canyon traffic shall be provided by the property owner/developer.

It was moved by Supervisor Miller, seconded by Chairman Valadez and unanimously carried by a 5-0 vote, to approve the minutes of July 2, 2013, as amended.

CONTRACT AND AWARD

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

38. 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)

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

COUNTY ATTORNEY

39. 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)

Supervisor Miller questioned the need to continue this contract in order to sue Raytheon for a tax dispute. SHE STATED IT PROVIDED A MIXED MESSAGE ABOUT THE COUNTY'S COMMITMENT TO SUPPORTING RAYTHEON IN THE COMMUNITY.

Chris Straub, Chief Deputy County Attorney, explained the Assessor was entitled to pursue the litigation he deemed necessary. He explained this was for two additional years to allow the parties to settle.

A motion was made by Supervisor Elías and seconded by Supervisor Bronson to approve the item. A substitute motion was made by Supervisor Miller, seconded by Supervisor Bronson to deny the item. Supervisor Elías withdrew his motion. Supervisor Miller withdrew her motion. It was thereupon moved by Supervisor Carroll, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to continue this item to the Board of Supervisors' Meeting of September 3, 2013, with direction that this matter also be discussed in Executive Session.

HEALTH

40. 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)

Julia Strange, Vice President of Community Benefit at Tucson Medical Center, thanked the Board for addressing two critical needs of the community, which were access to care and access to physical opportunities, that would be improved with approval of this contract.

Supervisor Miller questioned the use of bond money for the Julian Wash improvements and the leveraging of those funds.

Chuck Huckelberry, County Administrator, stated that the Board had been given a detailed report by segment with regard to the funding used for the Julian Wash, which had been a mixture of revenues which was typical of large projects.

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

PUBLIC WORKS ADMINISTRATION

41. 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)

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

42. 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)

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

BOARD, COMMISSION AND/OR COMMITTEE

43. **Trial Court Appointments - Nominating Committee District 1**

Appointment of Lynn Wildblood, to replace Jane Holbrook. No term expiration.

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

44. **Board of Adjustment, District 1**

Appointment of Lynn Wildblood, to replace Madeline Moore. Term expiration: 8/19/17.

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

TRANSPORTATION

45. **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)

The Chairman inquired whether anyone wished to be heard. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and adopt Ordinance No. 2013 - 40, and to direct staff to conduct a public meeting on September 26, 2013 and provide proper notice to the school, parents of the school, homeowners, neighbors and homeowners associations.

46. **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)

Bob Milby spoke to the Board and proposed the Ordinance be rewritten to only include the west side of Paseo Del Rancho Escondido rather than both sides of the

street. He asked to have this item tabled until the Transportation Meeting scheduled for September 26, 2013.

Priscilla Cornelio, Transportation Director, explained there was a safety problem with parking around the Legacy School area. "No Parking" signage had been put up but the Sheriff's Department would not enforce the signage without approval of the Board. She explained the school administration, the HOA, the Sheriff's Department and the Transportation Department were meeting to come up with a solution that was good for everyone. She added a new traffic impact study was needed now that there were more than 900 students, instead of 800 as listed on the previous study.

Supervisor Elías stated that everyone in the area needed to take heed and that he was hesitant to vote against a recommendation from the Sheriff's Office.

It was moved by Supervisor Miller, seconded by Supervisor Carroll and carried by a 4-1 vote; Supervisor Elías voted "Nay," to close the public hearing and adopt Ordinance No. 2013 – 41; and further to direct staff to conduct their meeting on September 26, 2013 as a public meeting with proper notice to the school, parents of the school, homeowners, neighbors and homeowners associations.

CONSENT CALENDAR

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

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

48. Approval of the Consent Calendar

It was moved by Supervisor Elías and seconded by Supervisor Bronson, to approve the Consent Calendar as presented. Supervisor Miller requested Item No. 1 be pulled for separate action, SUPERVISOR CARROLL SECONDED THE REQUEST TO PULL THE ITEM FOR SEPARATE ACTION. The motion TO APPROVE was then withdrawn. CHAIRMAN VALADEZ THEN ASKED IF THERE WAS A MOTION ON CONSENT CALENDAR ITEM NO. 1.

PULLED FOR SEPARATE ACTION BY SUPERVISOR MILLER

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)

Supervisor Miller questioned why the service commenced in February and had just now come before the Board. She also asked about the selection process.

Hank Atha, Deputy County Administrator, explained the contract was late due to a delay in the department and negotiating with the contractor. He stated there had been a bid four years ago, but this particular contract was a direct select contract. He explained the individual had specific expertise and had been very useful with recent proposed changes by the Department of Economic Security for the overall administration of the workforce system.

* * *

THERE BEING NO MOTION MADE SEPARATELY REGARDING CONSENT CALENDAR ITEM NO. 1, a motion was then made by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the entire Consent Calendar as amended with the contract language change to Arizona Board of Regents, Item No. 5 (CTN-FM-14-25).

* * *

CONTRACT AND AWARD

Community and Economic Development

1. Jose Gabriel Loyola, (PULLED FOR SEPARATE DISCUSSION ACTION)
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)
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)

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)

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)

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)

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)

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)

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
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.
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.

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.

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
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

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)
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)

BOARD, COMMISSION AND/OR COMMITTEE

17. Trial Court Appointments - Nominating Committee District 1

Appointment of Madeleine Wachter, Independent. No term expiration.

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)

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)

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 Dworschak. Term expirations: 12/31/16. (Staff recommendations)

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)

22. Technical Review Committee

Reappointment of Don Laidlaw. Term expiration: 8/18/16. (Staff recommendation)

23. Outside Agency Citizen Review Committee

Appointment of Onita Davis, to replace Corey Smith. No term expiration. (District 1)

24. Board of Adjustment, District 1

Appointment of Alan Brass, to replace Lisa Suarez. Term expiration: 8/19/17.

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.
26. Patrick K. O'Brien, Knights of Columbus Assembly No. 2308, St. Elizabeth Ann Seton Church, 8650 N. Shannon Road, Tucson, August 17, 2013.
27. Scott Matlick, Ronald McDonald House Charities of Southern Arizona, St. Philip's Plaza, 4280 N. Campbell Avenue, Tucson, September 20, 2013.
28. Lisa H. Israel, Casa Community Services by Posada Life, Casa De Esperanza, 780 S. Park Centre Avenue, Green Valley, October 5, 2013.

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

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

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)

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)

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)

* * *

49. CALL TO THE PUBLIC

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

50. ADJOURNMENT

As there was no further business to come before the Board, the meeting was adjourned at 12:15 p.m.

CHAIRMAN

ATTEST:

CLERK