

**MEETING SUMMARY REPORT - THE MINUTES WILL BE POSTED  
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SUPERVISORS**

**Pima County Board of Supervisors' Meeting  
130 W. Congress St., Hearing Room, 1st Fl.  
September 15, 2015 9:00 a.m.**

**1. ROLL CALL**

**2. INVOCATION**

To be offered by Pastor Jeff Kallevig, Our Saviour's Lutheran Church.

**3. PLEDGE OF ALLEGIANCE**

**4. PAUSE 4 PAWS**

**5. CALL TO THE PUBLIC**

**EXECUTIVE SESSION**

- 6.** (Clerk's Note: This item is related to Agenda Item No. 13.)  
Pursuant to A.R.S. §38-431.03(A) (3), for legal advice regarding  
regular session agenda item concerning: A) ratification of the County  
Administrator's request to seek a treasurer's deed, and B) acceptance  
of the treasurer's deed delivered by the Pima County Treasurer for the  
property owned by Pantano Enterprises, Inc. and identified by Pima  
County Tax Parcel No. 110-16-2200.

no Board action taken

**BOARD OF SUPERVISORS**

- 8. Justice of the Peace, Precinct 2**  
Appointment of the Justice of the Peace, Precinct 2.

approve

## HUMAN RESOURCES

9. **Classification/Compensation**  
Public Works Administration 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 Code (Range)/ EEO Code/ FLSA Code**

7168/ Utility Liaison - Unclassified/ U3(\$54,100-\$123,136)/ 2/ E\*

\*E = Exempt (not paid overtime)

approve

## PROCUREMENT

10. **UNFINISHED BUSINESS (9/1/15)**  
**Contract**  
ADW Communications Services, Inc., and International Towers, Inc., to provide a job order contract for communications tower site maintenance, General Fund, \$750,000.00 (MA-PO-16-48) Information Technology

approve

11. **UNFINISHED BUSINESS (9/1/15)**  
**Contract**  
SUNE DB36, L.L.C., an affiliate of SunEdison, Inc., Amendment No. 1, to assign all contracted responsibilities, obligations, and rights from Solon Development, L.L.C. (MA-PO-15-295), no cost (MA-PO-16-58) Facilities Management

approve

## ASSESSOR

12. **Request for Redemption of Waiver of Exemption**  
Pursuant to A.R.S. §42-11153(B), the Pima County Assessor has determined that all the applications for Redemptions of the Waivers of Tax Exemptions for the year 2015 qualify for exemptions under the applicable statutes and requests the Board of Supervisors redeem the waivers.

approve

## **TREASURER**

13. (Clerk's Note: This item is related to Agenda Item No. 6.)  
**Treasurer's Deed**  
Pursuant to A.R.S. §42-18261 through 42-18267, convey land to the State of Arizona upon the failure of the property owners to redeem tax liens, Tax Parcel No. 110-16-2200, and approve the following:
- A. Ratify the application made by the County Administrator for a treasurer's deed.
  - B. Accept the treasurer's deed.

approve

## **HEALTH**

14. **Bequests to Pima Animal Care Center**
- A. Staff requests approval to accept the bequest of assets from the Marilyn Rasmussen Revocable Trust to the Pima County Animal Care Center.
  - B. Ratification  
Staff requests approval to accept the bequest in the excess of \$1.3 million from the Burson 1992 Trust to the Pima County Animal Care Center.

approve

## **\*\*\* HEARINGS \*\*\***

## **FRANCHISE/LICENSE/PERMIT**

15. **Hearing - Liquor License**  
12104383, Javier Ramos Mora, Taco Giro Mexican Grill, 2750 W. Valencia Road, Tucson, Series 12, Restaurant, New License.
16. **Hearing - Extension of Premises/Patio Permit**  
06100203, Randy D. Nations, Hot Rods Old Vail, 10500 E. Old Vail Road, Tucson, Temporary Extension of Premises for October 1, 10 and 24, 2015.

approve

17. **Hearing - Fireworks Permit**  
Nora Miller, Skyline Country Club, 5200 E. Saint Andrew Drive,  
Tucson, October 3, 2015 at 9:00 p.m.

remove from the agenda

## COUNTY ADMINISTRATOR

18. **Hearing - 2015 Bond Implementation Plan**  
ORDINANCE NO. 2015 - **37**, of the Board of Supervisors, adopting the  
Bond Implementation Plan for the November 3, 2015 Bond Election  
Proposition 425, 426, 427, 428, 429, 430, 431.

approve

## HUMAN RESOURCES

19. **Hearing - Pima County Code Text Amendment**  
ORDINANCE NO. 2015 - **38**, of the Board of Supervisors, relating to  
Human Services; amending Chapter 2.24 of the Pima County Code.

remove from the agenda

## DEVELOPMENT SERVICES

20. **Hearing - Zoning Code Text Amendment**  
Co8-15-01, MEDICAL MARIJUANA DISPENSARY AND MEDICAL  
MARIJUANA DISPENSARY OFFSITE CULTIVATION LOCATION  
Proposal to amend by ordinance the Pima County Zoning Code Title  
18, Section 18.45.040 to revise the prohibited locations sections to  
allow medical marijuana dispensaries and medical marijuana  
dispensary offsite cultivation locations in the gateway and buffer  
overlay zones. On motion, the Planning and Zoning Commission  
voted 7-0 (Commissioners Matter, Bain and Mangold were absent) to  
recommend **APPROVAL**. Staff recommends **APPROVAL**. (All  
Districts)

If approved, pass and adopt: ORDINANCE NO. 2015 - **39**

approve

21. **Hearing - Rezoning**  
Co9-15-02, PRF3, L.L.C. - W. BRIAR ROSE LANE REZONING  
Request of PRF3, L.L.C., represented by MJM Consulting, Inc., for a  
rezoning of approximately 9.79 acres from the SR (Suburban Ranch)  
zone to the CR-4 (Mixed-Dwelling Type) zone, on property located  
west of W. Briar Rose Lane, on the north side of the W. Freer Drive

alignment, approximately 1,200 feet east of N. Thornydale Road and 400 feet south of W. Linda Vista Boulevard. The proposed rezoning conforms to the Pima County Comprehensive Plan which designates the property for Medium Low Intensity Urban. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Matter, Bain, and Cook were absent) to recommend **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 1)

approve as amended

22.

**Hearing - Rezoning Resolution**

RESOLUTION NO. 2015 - 66, Co9-03-31, Backus - Old Spanish Trail Rezoning (Time Extension). Owner: Peter G. Backus. (District 4)

approve

23.

**ADJOURNMENT**

## **ADDENDUM 1**

### **PRESENTATION/PROCLAMATION**

1. Presentation of a proclamation to Erin Schmidt, President; and Lori Aldecoa, Board Member, Diaper Bank of Southern Arizona, proclaiming the week of September 27 through October 3, 2015 to be: "DIAPER NEED AWARENESS WEEK"

approve

### **EXECUTIVE SESSION**

2. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding El Cortijo, L.L.C. v. Pima County Board of Adjustment, District 4 and Pima County, Pima County Superior Court Case No. C20153647.  
accept the recommendation
3. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Paradigm DKD Group, L.L.C., et al. v. Pima County, et al., Pima County Superior Court Case No. C20141150.

proceed as discussed

### **BOARD OF SUPERVISORS**

4. **ADP Contract/Status Report**  
Discussion of ADP contract/status report of issues and concerns raised by Sergeant Kevin Kubitskey at Call to the Audience at the September 1, 2015 Board of Supervisors meeting. (District 3)  
staff direction

### **HUMAN RESOURCES**

5. **Meet and Confer Memorandum of Understanding**  
The Meet and Confer Committee requests an extension of the existing Memorandum of Understanding with Service Employees International Union (SEIU), Arizona Local 48 to November 30, 2015.

approve

## CONTRACT AND AWARD

### COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

6. YWCA Southern Arizona, Amendment No. 2, to provide for the South Tucson Community Services Program and amend scope of services, General Fund, contract amount \$66,500.00 (CT-CD-15-254)

approve

7. Our Family Services, Inc., Amendment No. 2, to provide for the South Tucson Community Services Program and amend scope of services, General Fund, contract amount \$66,500.00 decrease (CT-CD-15-302)

approve

### OFFICE OF MEDICAL SERVICES

8. To provide court ordered evaluation services, General Fund:
- Banner Health, d.b.a. Banner University Medical Group and Banner University Medical Center-South Campus, L.L.C., \$1,500,000.00 (CT-OMS-16-48)
  - Universal Health Services of Tucson, L.L.C., d.b.a. Palo Verde Behavioral Health, \$750,000.00 (CT-OMS-16-52)
  - Sonora Behavioral Health, \$750,000.00 (CT-OMS-16-51)

approve

### PROCUREMENT

9. D.H. Pace Company, Inc., Amendment No. 1, to provide for the Parking Garages Parking Equipment Upgrades Project, extend contract term to 4/30/16 and amend scope of services, Parking Garages Revenue Fund, contract amount \$10,737.00 (CT-FM-15-456) Facilities Management

approve

### BOARD, COMMISSION AND/OR COMMITTEE

10. **Metropolitan Education Commission**  
Appointment of James Wiltbank, representing Religious Community, to fill the vacancy created by Sheri Dahl. Term expiration: 12/31/16.  
(Chair appointment)

approve

## **CONSENT CALENDAR**

### **Approval of the Consent Calendar**

see items below

## **CONTRACT AND AWARD**

### **Community Development and Neighborhood Conservation**

1. Old Pueblo Community Services, to provide for the Sparkman House Facility Improvements CDBG Emergency/Transitional/Permanent Housing Repair Program, HUD Fund, contract amount \$56,000.00 (CT-CD-16-23)  
**approve on the Consent Calendar**
2. Our Family Services, Inc., to provide for the CASA for Families II - Supportive Housing Program, HUD Fund, contract amount \$217,731.00 (CT-CD-16-53)  
**approve on the Consent Calendar**

### **County Attorney**

3. The Haven, Amendment No. 2, to provide for implementation of enhancements to the Pima County Drug Court Program and establishment of a new Drug Treatment Alternative to Prison Program (DTAP) and extend contract term to 9/29/16, DTAP Special Revenue and DTAP BHTCC Funds, contract amount \$50,000.00 decrease (CT-PCA-15-139)  
**approve on the Consent Calendar**
4. Pasadera Behavioral Health Network, Inc., Amendment No. 2, to provide for implementation of enhancements to the Pima County Drug Court Program and establishment of a new Drug Treatment Alternative to Prison Program and extend contract term to 9/29/16, DTAP BHTCC Fund, contract amount \$50,000.00 decrease (CT-PCA-15-143)  
**approve on the Consent Calendar**
5. Community Partnership Care Coordination, Amendment No. 1, to provide for the Pima County Enhancing Drug Court Services, Coordination and Treatment Project and extend contract term to 12/31/15, no cost (CT-PCA-15-303)  
**approve on the Consent Calendar**
6. Treatment Assessment Screening Center, Amendment No. 1, to provide for implementation of enhancements to the Pima County Drug Court Program and establishment of a Drug Treatment Alternative to Prison Program and extend contract term to 9/29/16, DTAP SAMHSA and DTAP BHTCC Funds, contract amount \$37,530.00 (CT-PCA-15-468)



**approve on the Consent Calendar**

7. Community Intervention Associates, to provide for the Pima County Enhancing Drug Court Services, Coordination and Treatment Project, DTAP SAMHSA and DTAP BHTCC Funds, contract amount \$60,000.00 (CT-PCA-16-42)  
**approve on the Consent Calendar**

### **Office of Emergency Management and Homeland Security**

8. U.S. Department of Homeland Security, U.S. Customs and Border Protection, Joint Task Force-West, Arizona, to provide guidance during the implementation of the Joint Intelligence and Operations Center, no cost (CT-OEM-16-44)  
**approve on the Consent Calendar**

### **Procurement**

9. SUNE DB33, L.L.C., an affiliate of SunEdison, Inc., Amendment No. 1, to assign all contracted responsibilities, obligations and rights from Solon Development, L.L.C. (MA-PO-15-298), no cost (MA-PO-16-63) Facilities Management  
**approve on the Consent Calendar**
10. SUNE DB34, L.L.C., an affiliate of SunEdison, Inc., Amendment No. 1, to assign all contracted responsibilities, obligations and rights from Solon Development, L.L.C. (MA-PO-15-301), no cost (MA-PO-16-64) Facilities Management  
**approve on the Consent Calendar**

### **Transportation**

11. Nina Borgia Aberle, La Ceramica, L.L.C., to provide artist services for Cortaro Farms Road: Camino de Oeste to Thornydale Road Project, 1997 Bond Fund, contract amount \$110,000.00 (CT-TR-15-575)  
**approve on the Consent Calendar**
12. Regional Transportation Authority, Amendment No. 2, to provide design and construction of improvements for the Sunset Road: Silverbell/I-10 to River Road Project, extend contract term to 6/30/18 and amend contractual language, contract amount \$6,700,000.00 revenue (CTN-TR-CMS141937)  
**approve on the Consent Calendar**

### **GRANT APPLICATION/ACCEPTANCE**

13. **Acceptance - Sheriff**  
Office of the Arizona Attorney General, to provide for the SD-FY2016 Victims' Rights Program, \$56,895.00 (GTAW 16-8)  
**approve on the Consent Calendar**

14. **Acceptance - Office of Emergency Management**  
Arizona Department of Emergency and Military Affairs, to provide for the Emergency Management Performance Grant, U.S. Department of Homeland Security, FEMA Fund, \$421,951.46/\$421,951.46 General Fund Match (GTAW 16-7)  
**approve on the Consent Calendar**
15. **Acceptance - Community Services, Employment and Training**  
HUD, Amendment No. 1, to provide for the Continuum of Care - Project Advent Program FY14 and amend contractual language, no cost (GTAM 16-18)  
**approve on the Consent Calendar**
16. **Acceptance - Community Services, Employment and Training**  
HUD, Amendment No. 1, to provide for the Continuum of Care - CASA Program and amend contractual language, no cost (GTAM 16-19)  
**approve on the Consent Calendar**

## **BOARD, COMMISSION AND/OR COMMITTEE**

17. **Cooperative Extension Board**  
Reappointments of Kelly Cook and Rick Frey. Term expirations: 6/30/17. (Committee recommendations)  
**approve on the Consent Calendar**
18. **Public Safety Personnel Retirement Board**  
Reappointment of Leo Duffner. Term expiration: 12/31/19. (Committee recommendation)  
**approve on the Consent Calendar**
19. **Tucson-Pima County Bicycle Advisory Committee**  
Reappointments of Collin Forbes, David Bachman-Williams and Eric Post. Term expirations: 9/30/17. (Committee recommendations)  
**approve on the Consent Calendar**
20. **Workforce Investment Board**
- Appointment of Fred Yamashita, representing Workforce; Labor Organization Member or Joint Labor Management Apprenticeship Program, to fill a vacancy created by Bev Paul. Term expiration: 9/30/18. (Staff recommendation)
  - Appointment of Regina Suitt, representing Education and Training; Title II Adult Education and Literacy, to fill a vacancy created by Nicholas Clement. Term expiration: 9/30/18. (Staff recommendation)
  - Appointment of Mary K. Boegemann, representing GECD; Title I Vocational Rehabilitation, to fill a vacancy created by Sharon Mikrut. Term expiration: 9/30/18. (Staff recommendation)
  - Appointment of Mark Vitale, representing Business, to replace Gregg Johnson. Term expiration: 9/30/18. (Staff recommendation)
- approve on the Consent Calendar**

21. **Corrections Officer Retirement Board**  
Reappointment of Leo Duffner. Term expiration: 12/31/19. (Committee recommendation)  
approve on the Consent Calendar

**SPECIAL EVENT LIQUOR LICENSE/TEMPORARY EXTENSION OF PREMISES/  
PATIO PERMIT APPROVED PURSUANT TO RESOLUTION NO. 2015-64**

22. **Special Event**  
Tamara A. McKinney, Mobile Meals of Tucson, St. Philip's Plaza, East Courtyard, 4280 N. Campbell Avenue, Tucson, October 25, 2015.  
approve on the Consent Calendar
23. **Special Event**  
Seth G. Jones, American Legion Post No. 109, 15921 S. Houghton Road, Corona, September 12 and 19, 2015.  
approve on the Consent Calendar
24. **Special Event**  
Brenda J. Goldsmith, El Rio Health Center Foundation, The Westin La Paloma Resort and Spa, 3800 E. Sunrise Drive, Tucson, October 9, 2015.  
approve on the Consent Calendar
25. **Special Event**  
Jose M. Alday, Our Lady of Fatima Parish, Our Lady of Fatima Catholic Parish, 1950 W. Irvington Place, Tucson, October 17 and 18, 2015.  
approve on the Consent Calendar
26. **Special Event**  
Mary C. Reed, TEDx Tucson, St. Philip's Plaza, 4280 N. Campbell Avenue, Tucson, September 23, 2015.  
approve on the Consent Calendar
27. **Special Event**  
Edward P. Sheffer, St. Thomas the Apostle-SCF, St. Thomas the Apostle, 5150 N. Valley View Road, Tucson, October 24, 2015.  
approve on the Consent Calendar
28. **Temporary Extension**  
03103000, James C. Counts, Nimbus Brewing Company, 3850 E. 44th Street, No. 138, Tucson, Temporary Extension of Premises for October 24, 2015.  
approve on the Consent Calendar

**ELECTIONS**

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

RESIGNATION-PRECINCT-PARTY

Andrew G. Bevington-246-DEM; Mark P. Lamm-181-REP

APPOINTMENT-PRECINCT-PARTY

Andrew G. Bevington-094-DEM; Robert P. Owens-125-DEM; Carol A. Dart-194-REP

**approve on the Consent Calendar**

**FINANCE AND RISK MANAGEMENT**

**30. Duplicate Warrants - For Ratification**

Angela C. Poliquin \$675.00; Northern Arizona University \$125.00; Cheryl Zauner \$153.96; Rod Robertson Enterprises, Inc. \$817.50; Toshiba Business Solutions USA \$3,267.00; Casey McGinley \$171.36; Guadalupe G. Alcantara \$200.00; Martin James Mesler \$102.75; Water Tec of Tucson, Inc. \$401.66; Veronica A. Hidalgo \$85.38; Janmaxx, L.L.C. \$5,814.00.

**approve on the Consent Calendar**

**RECORDER**

**31. Ratification**

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of July, 2015.

**approve on the Consent Calendar**

**RATIFY AND/OR APPROVE**

**32. Minutes: August 11 and 17, 2015**

**approve on the Consent Calendar**