



Pima County

MEETING LOCATION
Administration Bldg - East
130 W. Congress Street
1st Floor
Tucson, AZ 85701

Meeting Agenda Board of Supervisors

Tuesday, November 12, 2013

9:00 AM

Board of Supervisors' Hearing Room

PIMA COUNTY BOARD OF SUPERVISORS

Ramón Valadez, Chairman, District 2
Sharon Bronson, Vice Chair, District 3
Richard Elías, Acting Chair, District 5
Ally Miller, Member, District 1
Ray Carroll, Member, District 4

AGENDA/ADDENDUM INFORMATION

Within 24 hours of each scheduled meeting, the agenda/addendum is available in the Clerk of the Board's Office, 130 W. Congress St., 5th Fl., Tucson, AZ 85701, Mon-Fri, 8am to 5pm and online at www.pima.gov.

LIVE BROADCAST

Cable Channels.....Comcast 96;.....Cox 12 and 96
Webcast: www.pima.gov

PUBLIC PARTICIPATION SPEAKERS ARE LIMITED TO 3 MINUTES

To address the Board of Supervisors, please complete a Speaker's Card available in the Hearing Room. Clearly print your name/address, the agenda/addendum item number and other requested information. Place the completed Speaker Card in the labeled baskets located on the dais. When the Chairman announces your name, step forward to the podium, speak into the microphone and state your name and affiliation (if applicable) for the record.

The Chairman reserves the right to ensure all testimony is pertinent or non-repetitive so the matter will be handled fairly and expeditiously, and that all speakers abide by rules of civility. Any questions pertaining to the meeting can be directed to Robin Brigode, Clerk of the Board.

HEARING ROOM COURTESY

Please turn off cell phones/devices or place in silent mode.

ACCESSIBILITY

The Board Hearing Room is wheelchair and handicapped accessible. Any person who is in need of special services (e.g., assistive listening device, Braille or large print agenda material, signer for hearing impaired, accessible parking, etc.) due to any disability will be accommodated. Please contact the Clerk of the Board at (520) 724-8449 for these services at least three (3) business days prior to the Board Meeting.

NOTE: Links to attachments do not display on a printed agenda.

1. ROLL CALL**2. INVOCATION**

To be offered by Pastor Bob Sawvelle, Tucson Area Christian Fellowship.

3. PLEDGE OF ALLEGIANCE**4. PAUSE 4 PAWS****PRESENTATION/PROCLAMATION**

5. Presentation of a proclamation proclaiming November 16, 2013 to be:
"BOYS & GIRLS CLUBS OF TUCSON DAY"

Attachments: [PROC_Boys&GirlsClubTucson](#)

EXECUTIVE SESSION

6. Call to the Public (for Executive Session items only)

EXECUTIVE SESSION

(Clerk's Note: In addition to the executive sessions listed below, pursuant to A.R.S. §38-431.03(A)(3) the Board of Supervisors, or the Board sitting as other boards, may vote to go into executive session for the purpose of obtaining legal advice from its counsel with respect to any item listed on this agenda or any addendum thereto.)

7. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding Gulab Hospitality, L.L.C., v. Pima County, Arizona Tax Court Case No. TX2012-000684, Tax Parcel Nos.: 131-01-014H and 131-01-014J for tax year 2013.

Attachments: [PCA_Gulab HospitalityvsPC](#)

8. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding First American Title Trust 9139, et al., v. Pima County, Arizona Tax Court Case No. TX2010-001306, Tax Parcel Nos.: 304-74-0410, 304-74-0440 to 0460, 304-74-0480 to 0860, 304-74-0880 to 0900, 304-74-0990 to 1020, 304-74-1040 to 1050, 304-74-1080, 304-74-1110 to 1120, 304-74-1140 to 1160, 304-74-1180 to 1190, 304-74-1230 to 1510, 304-74-1560 to 1730, 304-74-1750 to 4040, 304-74-4180, 304-74-4200, 304-74-4380 to 4390, 304-74-4410 to 4420, 304-74-4460 to 4490, 304-74-4510 to 4660, 304-74-4680 to 5360, 304-74-5380 to 5650, 304-74-5660 to 5680, 304-74-5710, 304-74-5720 to 5900, 304-74-5960 to 5980, 304-74-6020 to 6100, 304-74-6180, 304-74-6280 to 6290, 304-74-6340 to 6360, 304-74-6500 to 7020, 304-74-7050 to 7070, 304-74-7100, 304-74-7140, 304-74-7180, 304-74-7210 to 7640 for tax year 2011.

Attachments: [PCA_FirstAmericanTitlesPC](#)

9. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding First American Title Trust 9139, et al., v. Pima County, Arizona Tax Court Case No. TX2010-001046, Tax Parcel Nos.: 304-74-0410, 304-74-0440 to 0460, 304-74-0480 to 0860, 304-74-0880 to 0900, 304-74-0990 to 1020, 304-74-1040 to 1050, 304-74-1080, 304-74-1110 to 1120, 304-74-1140 to 1160, 304-74-1180 to 1190, 304-74-1230 to 1510, 304-74-1560 to 1730, 304-74-1750 to 4040, 304-74-4180, 304-74-4200, 304-74-4380 to 4390, 304-74-4410 to 4420, 304-74-4460 to 4490, 304-74-4510 to 4660, 304-74-4680 to 5360, 304-74-5380 to 5650, 304-74-5660 to 5680, 304-74-5710, 304-74-5720 to 5900, 304-74-5960 to 5980, 304-74-6020 to 6100, 304-74-6180, 304-74-6280 to 6290, 304-74-6340 to 6360, 304-74-6500 to 7020, 304-74-7050 to 7070, 304-74-7100, 304-74-7140, 304-74-7180, 304-74-7210 to 7640 for tax year 2011.

Attachments: [PCA_FirstAmericanTitlesPC](#)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

10. Thomas J. Myers, Amendment No. 4, to provide Rosemont Mine groundwater modeling and review, and extend contract term to 11/30/15, no cost (CT-FC-10026134-NP)

Attachments: [CT-FC-126134-NP](#)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

CONSENT CALENDAR

11. Call to the Public (for Consent Calendar items only)
12. Approval of Consent Calendar

COUNTY ADMINISTRATOR

13. **Recommended Legislative Agenda for 2014**
- A. RESOLUTION NO. 2013 - **104**, of the Board of Supervisors in Pima County, adopting a Pima County Legislative Program for 2014.

- B. RESOLUTION NO. 2013 - **105**, of the Board of Supervisors of Pima County, respectfully requesting the Arizona Legislature to restore local Highway User Revenue Funds and work with transportation stakeholders to identify and enact revenue enhancements for the existing HURF Distribution System and to pursue policies that improve efficient utilization of transportation resources.

Attachments: [CA_ResolutionReccomendedLegislativeAgenda](#)

ELECTIONS

14.

Precinct Consolidation

Staff requests approval of the proposed precinct consolidation for the 2014-15 election cycle.

Attachments: [EL_PollSiteConsolidation](#)
[EL_2014LegalDescriptions](#)
[EL_2014LegalDescriptionsPrecinctChangesbyDistrict](#)
[EL_PrecinctConsolidation](#)

15.

Canvass

Pursuant to A.R.S. §16-642, approval of the canvass for the November 5, 2013 Vail Incorporation Election.

Attachments: [EL_CanvassVailIncorporation](#)
[EL_CanvassVail](#)

INDUSTRIAL DEVELOPMENT AUTHORITY

16.

San Tan Montessori School Project

RESOLUTION NO. 2013 - **106**, of the Board of Supervisors of Pima County, amending the approval of the issuance of the Industrial Development Authority of the County of Pima Education Facility Revenue Bonds (San Tan Montessori School Project), Series 2013 and declaring an emergency.

Attachments: [IDA_ResolutionSanTranMontessoriSchoolProject](#)

ASSESSOR

17.

Request for Redemption of Waiver of Exemption

Pursuant to A.R.S. §42-11153(B), the Pima County Assessor has determined that the applications for Redemption of the Waivers of Tax Exemptions for the year 2013 qualify for exemption under the applicable statutes and requests the Board of Supervisors redeem the waivers.

Attachments: [AS_RequestsForRedemptionofWaiverOfExemption](#)
[AS_WaiverRequestReport2013\(1\)](#)
[AS_WaiverRequestReport2013\(2\)](#)
[AS_AdditionalMaterial](#)

DEVELOPMENT SERVICES

18. **Final Plat Without Assurances**
P1213-005, Ina-Christie, Lots 1-6. (District 1)
Attachments: [DSD_P1213-005Ina-Christie](#)

*** HEARINGS ***

BOARD OF SUPERVISORS

19. **UNFINISHED BUSINESS (9/17/13, 10/8/13 and 10/15/13)**
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 Nos. 109-25-006B, 109-25-006E, 110-10-001B, 110-10-001D, 110-10-002B and 110-10-005B to Legal Class 3 for Tax Year 2013.
Attachments: [BOS_ReviewOfficerReport109-25-006B et al](#)
[BOS_Appeal109-25-006B et al](#)

FRANCHISE/LICENSE/PERMIT

20. **Liquor License**
13-19-9161, Daniel Bruce Chavis, Pita Jungle, 7090 N. Oracle Road, Suite 128, Tucson, Series 12, Restaurant, New License.
Attachments: [FLP_LL_PitaJungle](#)
21. **Extension of Premises/Patio Permit**
Steven Alex Dunn, Parish, 6453 N. Oracle Road, Tucson, Permanent Extension of Premises.
Attachments: [FLP_EPParish](#)
22. **Extension of Premises/Patio Permit**
Holly Elaine Bristol, River's Edge Lounge, 4635 N. Flowing Wells Road, Tucson, Temporary Extension of Premises for November 24, 2013.
Attachments: [FLP_EPRiversEdgeLounge](#)

DEVELOPMENT SERVICES

23. UNFINISHED BUSINESS (6/4/13, 8/19/13 and 10/15/13)
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)
Attachments: [DSD_Co12-73-128](#)
[DSD_Co12-73-128_PublicComment-Cotter](#)
[DSD_Co12-73-128_CommentLetter](#)
[DSD_Co12-73-128_CommentLetters1](#)
[DSD_Co12-73-128_CommentLetter2](#)
[DSD_Co12-73-128_CommentLetter3](#)
[DSD_Co12-73-128_ContinuanceRequest1](#)
[DSD_Co12-73-128_ContinuanceRequest2](#)
[DSD_Co12-73-128_ContinuanceRequest3](#)
24. **Type II Conditional Use Solar Farm**
P21-13-023, ASARCO, INC - E. PIMA MINE RD.
Request of Asarco Inc., represented by The Planning Center, on property located at 915 E. Pima Mine Rd. (multiple tax codes), in the RH & GR-1 zones, for a conditional use permit for a Solar Farm (aka Solar Power Plant). Chapter 18.97 in accordance with Sections 18.13.030B35 & 18.14.030B22 of the Pima County Zoning Code allow a Solar Farm as a Type II conditional use in the RH and GR-1 zones. The Hearing Administrator recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 2)
Attachments: [DSD_P21-13-023](#)
[DSD_P21-13-023ContinuanceLetter](#)

TRANSPORTATION

25. **Traffic Ordinance**
ORDINANCE NO. 2013 - 57, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Craycroft Road in Pima County, Arizona. Staff recommends **APPROVAL**. (Districts 1 and 2)
Attachments: [TR_OrdinanceCraycroft Rd](#)

26. CALL TO THE PUBLIC

27. ADJOURNMENT

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 11/5/13 @ 11:00 a.m.

DATE/TIME REPOSTED (additional attachments only): 11/5/13 @ 3:45 p.m.

DATE/TIME REPOSTED (technical error): 11/5/13 @ 4:15 p.m.

DATE/TIME REPOSTED (additional attachments only): 11/6/13 @ 9:15 a.m.

DATE/TIME REPOSTED (combined Agenda/Addendum): 11/8/13 @ 3:45 p.m.

DATE/TIME REPOSTED (additional attachments only): 11/8/13 @ 4:45 p.m.

DATE/TIME REPOSTED (additional attachments only): 11/12/13 @ 8:15 a.m.

DATE/TIME REPOSTED (additional attachments only): 11/12/13 @ 8:30 a.m.

DATE/TIME REPOSTED (additional attachments only): 11/12/13 @ 8:45 a.m.

ADDENDUM 1**PRESENTATION/PROCLAMATION**

1. Presentation of a proclamation to Paul O'Rourke, representing Team Giant George, proclaiming the day of Sunday, November 17, 2013 to be: "GIANT GEORGE SERVICE DAY"

Attachments: [PROC_GiantGeorgeDay](#)
[PROC Revised](#)

EXECUTIVE SESSION

2. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding Marana 670 Holdings, L.L.C., v. Pima County, Arizona Tax Court Case No. TX2012-000133, Tax Parcel Nos. 216-40-500/780, 216-40-1200/1280, 216-40-1320/1630 for tax years 2012 and 2013.

Attachments: [PCA_Marana670HoldingsvsPC](#)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**FLOOD CONTROL DISTRICT BOARD**

3. **EXECUTIVE SESSION**

Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding a proposed settlement in Pima County Flood Control District v. Fidelity National Title Agency, et al., Pima County Superior Court Case No. C20132297.

Attachments: [FC_ExecSess-PCFCDvsFidelity](#)

4. **Contract**

Clyde and B. Athene Gilmore, trustees of the Gilmore Family Revocable Trust, to provide a Right of First Refusal for Tax Parcel Nos. 225-06-036A, 225-06-0370 and 225-06-0380 to purchase property as part of the approved settlement pursuant to Pima County Superior Court Case No. C20114605, no cost (CTN-PW-14-85)

Attachments: [CTN-PW-14-85](#)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**SCHOOL SUPERINTENDENT**

5. Pursuant to A.R.S. §15-426, approval of the official canvass of election results for the special school district elections conducted on November 5, 2013 for Altar Valley Elementary School District No. 51, Catalina Foothills Unified School District No. 16 and Sunnyside Unified School District No. 12.

Attachments: [SS_SchoolDistrictElection](#)
[SS_CanvassSchoolDistrict](#)

CONTRACT AND AWARD**COMMUNITY SERVICES, EMPLOYMENT AND TRAINING**

6. Arizona Housing & Prevention Services, Inc., Amendment No. 1, to provide for the Emergency Services Network Project and amend contractual language, Health Professionals Opportunities Grant, contract amount \$2,600.00 (MA-CS-14-43)

Attachments: [MA-CS-14-043](#)

BOARD, COMMISSION AND/OR COMMITTEE

7. **Pima County Sports and Tourism Authority**
- Appointment of Lynn Zwaagstra, representing University of Arizona-Collegiate Athletics, to fill the unexpired term of Suzy Mason. Term expiration: 2/9/14. (Commission recommendation)
 - Appointment of Jeff Zelkin, representing Lodging Industry, to fill the unexpired term of David Stevenson. Term expiration: 3/31/16. (Commission recommendation)
 - Appointment of Angel Natel, representing Tourism Industry, to fill the unexpired term of Vince Trinidad. Term expiration: 3/31/16. (Commission recommendation)

Attachments: [BCC_PimaCountySportsAndTourismAuthorityAppt](#)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 11/7/13 @12:15 a.m.

DATE/TIME REPOSTED (Correction: Posting Time 12:15 p.m.): 11/7/13 @ 12:30 p.m.

DATE/TIME REPOSTED (additional attachments only): 11/7/13 @ 4:00 p.m.

CONSENT CALENDAR NOVEMBER 12, 2013

CONSENT CALENDAR, NOVEMBER 12, 2013**CONTRACT AND AWARD****Community Development and Neighborhood Conservation**

1. Ajo Ambulance, Inc., Amendment No. 1, to provide for the Paramedic Training Program and extend contract term to 9/30/14, no cost (CT-CD-13-442)

Attachments: [CT-CD-13-442](#)

Health

2. Animal Welfare Alliance of Southern Arizona, Amendment No. 4, to provide spay and neuter clinics and amend contractual language, no cost (CT-HD-12-834)

Attachments: [CT-HD-12-834](#)

Information Technology

3. State of Arizona, State Land Department, Amendment No. 1, to provide access and use of the Haystack Mountain communication site, extend contract term to 10/19/23 and amend contractual language, 2004 Bond Fund, contract amount \$24,000.00/10 year term (CT-IT-13-615)

Attachments: [CT-IT-13-615](#)

4. Town of Sahuarita, Amendment No. 3, to provide radio communications service and equipment maintenance and extend contract term to 11/30/14, contract amount \$14,720.00 revenue (CTN-IT-12-292)

Attachments: [CTN-IT-12-292](#)

Procurement

5. **Award**
Amendment of Award: MA No. B507286-BC, Amendment No.1, CRM of America, L.L.C., to manage and provide waste tire management services at designated Pima County facilities including the collection, control and payment of applicable fees to Pima County. No incremental program cost nor change in contract amount. Funding Source: Solid Waste Management Waste Tire Revenue Fund. Administering Department: Environmental Quality.

Attachments: [PO_MA-B507286-BC](#)

6. Tucson Recycling & Waste Services, L.L.C., Amendment No. 1, to provide outsourcing of landfill and transfer station operations and amend contractual language, no cost (MA-PO-13-513) Environmental Quality
Attachments: [PO_MA-PO-13-513](#)

GRANT APPLICATION/ACCEPTANCE

7. **Acceptance - Community Development & Neighborhood Conservation**
Rural Development, to provide for the USDA Housing Preservation Program, \$25,125.00.
Attachments: [GR_GrantReport](#)
[GR_Housing Preservation Grant](#)
8. **Acceptance - Community Development & Neighborhood Conservation**
State of Arizona, Governor's Office of Energy Policy, to provide for the DOE Weatherization Program, \$14,507.00.
Attachments: [GR_GrantReport](#)
[GR_WeatherizationProgram](#)
9. **Acceptance - Community Services, Employment and Training**
Arizona Department of Economic Security, to provide for the Employment and Training Program, US DOL Fund, \$11,836.00.
Attachments: [GR_GrantReport](#)
[GR_DESWIA-DE111012001Amend 11](#)

COUNTY ADMINISTRATOR

10. **Quarterly Contracts Report - 3rd Quarter 2013**
Pursuant to Pima County Code, Section 11.08.010, staff submits the quarterly report on contracts awarded from July 1, 2013 through September 30, 2013.
Attachments: [CA_QtrlyContractsRpt3rdQtr2013](#)

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

11. Kirsten Lee Polivchak, Tucson Alliance for Autism, St. Philip's Plaza, 4280 N. Campbell Avenue, Tucson, November 2, 2013.
12. Jonas Wes Hunter, Greater Oro Valley Arts Council, d.b.a. The Southern Arizona Arts and Cultural Alliance, 2905 E. Skyline Drive, No. 279, Tucson, November 16 and 17, 2013.

ELECTIONS

13. Pursuant to A.R.S. §16-821B, approval of Precinct Committeemen resignation and appointment:

RESIGNATION-PRECINCT-PARTY

Claire S. Coon-141-DEM

APPOINTMENT-PRECINCT-PARTY

Robert J. Chapin-238-DEM

Attachments: [EL_PrecCommResignation&Appointments](#)

RECORDER

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

Attachments: [RE_DocumentStorage&Retrieval](#)

RATIFY AND/OR APPROVE

15. Minutes: October 8, 2013

Attachments: [CL_10-08-13DraftMinutes](#)