



# Pima County

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

## Meeting Agenda Board of Supervisors

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Tuesday, April 15, 2014

9:00 AM

Board of Supervisors' Hearing Room

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### PIMA COUNTY BOARD OF SUPERVISORS

*Sharon Bronson, Chair, District 3*  
*Richard Elías, Vice Chair, District 5*  
*Ramón Valadez, Acting Chair, District 2*  
*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](http://www.pima.gov).*

#### LIVE BROADCAST

*Cable Channels.....Comcast 96;.....Cox 12 and 96*  
*Webcast: [www.pima.gov](http://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.**

**Clerk's Note: Members of the Pima County Board of Supervisors will attend either in person or by telephone, video or internet conferencing.**

**1. ROLL CALL**

**2. INVOCATION**

**To be offered by Monsignor Thomas Cahalane, Our Mother of Sorrows Catholic Church.**

**3. PLEDGE OF ALLEGIANCE**

**4. PAUSE 4 PAWS**

**PRESENTATION/PROCLAMATION**

- 5.** Presentation of a proclamation to Chaplain Al Story, Fellowship Square; and Lois Blei, Arizona State Coordinator of National Day of Prayer, proclaiming the day of Thursday, May 1, 2014 to be: "NATIONAL DAY OF PRAYER"

**Attachments:** [PROC\\_NationalDayofPrayer](#)

**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 possible legal action against the City of Tucson to recover Pima County's excess costs related to water service to the new public service center.

**Attachments:** [PCA\\_ExecSession-WaterServiceNewJusticeCourts](#)

- 8.** Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding HSL TI Building v. Pima County, Arizona Tax Court Case No. TX2013-000679, Tax Parcel No. 140-42-048A for tax years 2013 and 2014.

**Attachments:** [PCA\\_ExecSession-TaxCaseSettlements](#)

- 9.** Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding DQ Vanderbilt, L.L.C. v. Pima County, Arizona Tax

Court Case No. TX2011-000884, 209 subdivided single family residential building lots for tax year 2011.

**Attachments:** [PCA\\_ExecSession-TaxCaseSettlements](#)

## **BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

### **FLOOD CONTROL DISTRICT BOARD**

10.                   **Contract**  
Creative Machines, Inc., to provide artists services for the Pantano Wash Bank Protection and River Park: Craycroft Road to Tanque Verde Road Project, Flood Control Tax Levy Fund, contract amount \$99,000.00/4 year term (CT-FC-14-376)  
**Attachments:**   [CT-FC-14-376](#)

## **BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**

### **CONSENT CALENDAR**

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

### **INDUSTRIAL DEVELOPMENT AUTHORITY**

13.                   **JMF-Hope College and Career Readiness Institute**  
RESOLUTION NO. 2014 - **43**, 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 Education Facility Revenue Bonds (JMF-Hope College and Career Readiness Institute Charter School Project), Series 2014 in an aggregate principal amount not to exceed \$11,000,000.00 and declaring an emergency.  
**Attachments:**   [IDA\\_ResoEducationFacilityRevenueBonds](#)

### **DEVELOPMENT SERVICES**

14.                   **Final Plat With Assurances**  
P09FP00041, del Lago Commerce Park, Lots 1-24 and Common Area A. (District 4)  
**Attachments:**   [DSD\\_P09FP00041\\_delLagoCommercePark](#)  
                          [DSD\\_P09FP00041\\_AssuranceAgreement](#)  
                          [DSD\\_P09FP00041\\_FinalPlat](#)

**\*\*\* HEARINGS \*\*\*****FRANCHISE/LICENSE/PERMIT**

15. (Clerk's Note: See Sheriff's Report)  
**Liquor License**  
14-05-9173, Deepa Kamleshkumar Patel, Mi Ranchito Carniceria, 3650 E. Benson Highway, Tucson, Series 10, Beer and Wine Store, New License.  
Attachments: [FLP\\_LLMiRanchitoCarniceria](#)
16. (Clerk's Note: See Sheriff's Report)  
**Liquor License**  
14-06-9174, Jeffery Thomas Gooch, Florizona Grille, 5151 S. Country Club Road, Tucson, Series 6, Bar, Person Transfer.  
Attachments: [FLP\\_LLFlorizona Grille](#)
17. **Extension of Premises/Patio Permit**  
Frank M. Jerez, American Citizens Social Club, 811 N. 2nd Avenue, Ajo, Temporary Extension of Premises for May 3, 2014.  
Attachments: [FLP\\_EPAmericanCitizensSocialClub](#)
18. **Extension of Premises/Patio Permit**  
Alek Zachary Comyford, Bodega Hospitality, L.L.C., 4340 N. Campbell Avenue, No. 164, Tucson, Temporary Extension of Premises for May 3, 2014.  
Attachments: [FLP\\_EPBodegaHospitalityLLC](#)

**PROCUREMENT**

19. **Appeal of the Procurement Director's Decision**  
Pursuant to Pima County Code Section 11.20.010(J), Bestway Electric Motor Service Co., Inc., appeals the decision of the Procurement Director regarding Solicitation No. 106981-Pump Repairs.  
Attachments: [PO\\_Appeal-SolicitationNo106981](#)  
[PO\\_Memorandum-CA](#)

**DEVELOPMENT SERVICES**

20. **Co9-96-09, 4-D PROPERTIES-LAVERGNE THOMPSON**  
**WHOLESALE, L.L.C. - LITTLETOWN ROAD REZONING**  
**A. Closure**  
Proposal to close an 8.75 acre portion of a 17.5 acre rezoning from the SR (AE) (Suburban Ranch) (Airport Environs) to CI-2 (AE) (General Industrial) (Airport Environs) zone. The 17.5 acre site was rezoned in 1996. The 8.75 acre subject area of the rezoning expired

September 17, 2004. The site is located off Littletown Road, approximately one-half mile east of Wilmot Road. Staff recommends **AGAINST CLOSURE**. (District 4)

**B. Time Extension**

Request of Gilbert and Jeanie Clay, and Greg and Pamela Etchart, represented by JAS Engineering, for a five-year time extension for an 8.75 acre portion of a 17.5 acres rezoning from the SR (AE) (Suburban Ranch) (Airport Environs) to CI-2 (AE) (General Industrial) (Airport Environs) zone. The 17.5 acre site was rezoned in 1996. The 8.75 subject area of the rezoning expired on September 17, 2004. The site is located off Littletown Road, approximately one-half mile east of Wilmot Road. Staff recommends **APPROVAL OF A FIVE-YEAR TIME EXTENSION WITH MODIFIED AND ADDITIONAL STANDARD AND SPECIAL CONDITIONS**. (District 4)

Attachments: [DSD\\_Co9-96-09](#)

21.

UNFINISHED BUSINESS (4/15/14)

**Co9-03-31, BACKUS - OLD SPANISH TRAIL REZONING**

**A. Closure**

Proposal to close a 3.04 acre rezoning from the SR (Suburban Ranch) to CB-1 (Local Business) (.97 acres) and SR® (Suburban Ranch-Restricted) (2.07 acres) zone. The 3.04 acre subject site was rezoned in 2003. The rezoning expired on January 20, 2014. The site is located on the southeast corner of Camino Del Garanon and Old Spanish Trail. Staff recommends **AGAINST CLOSURE**. (District 4)

**B. Time Extension**

Request of Peter and Deborah Backus, for a five-year time extension of a 3.04 acre rezoning from the SR (Suburban Ranch) to CB-1 (Local Business) (.97 acres) and SR® (Suburban Ranch-Restricted) (2.07 acres) zone. The 3.04 acre subject site was rezoned in 2003. The rezoning expired on January 20, 2014. The site is located on the southeast corner of Camino Del Garanon and Old Spanish Trail. Staff recommends **APPROVAL OF A FIVE-YEAR TIME EXTENSION WITH MODIFIED AND ADDITIONAL STANDARD AND SPECIAL CONDITIONS**. (District 4)

Attachments: [DSD\\_Co9-03-31](#)

22.

**Co9-03-32, LEE, ET AL. - ORANGE GROVE ROAD REZONING**

**A. Closure**

Proposal to close a 8.90 acre rezoning (approximately 9.55 original acres minus approximately .65 acres of dedicated right-of-way) from the SR (Suburban Ranch) to TR (Transitional) (5.11 acres) and SR® (Suburban Ranch-Restricted) (4.44 acres) zone. The 9.55 acre

subject site was rezoned in 2003. The rezoning will expire on April 13, 2014. The site is located on the southwest corner of Orange Grove Road and San Joaquin Avenue. Staff recommends **AGAINST CLOSURE**. (District 1)

**B. Time Extension**

Request of Lee Family Trust 3/4, et al. represented by Presidio Engineering, Inc., for a five-year time extension of a 8.90 acre rezoning (approximately 9.55 original acres minus approximately .65 acres of dedicated right-of-way) from the SR (Suburban Ranch) to TR (Transitional) (5.11 acres) and SR® (Suburban Ranch-Restricted) (4.44 acres) zone. The 8.90 acre subject site was rezoned in 2003. The rezoning will expire on April 13, 2014. The site is located on the southwest corner of Orange Grove Road and San Joaquin Avenue. Staff recommends **APPROVAL OF A FIVE-YEAR TIME EXTENSION WITH ADDITIONAL MODIFIED AND ADDITIONAL STANDARD AND SPECIAL CONDITIONS**. (District 1)

Attachments: [DSD\\_Co9-03-32](#)

**TRANSPORTATION**

23.

**Traffic Ordinance**

ORDINANCE NO. 2014 - **16**, of the Board of Supervisors, regulating traffic at the intersection of Bayou Drive and Treece Way in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Attachments: [TR\\_OrdBayouDriveTreeceWay](#)

24.

**Traffic Ordinance**

ORDINANCE NO. 2014 - **17**, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Hardy Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Attachments: [TR\\_OrdHardyRd](#)

25.

**Traffic Ordinance**

ORDINANCE NO. 2014 - **18**, of the Board of Supervisors, repealing an ordinance establishing a non-abutting crosswalk on Kain Avenue in Pima County, Arizona. Staff recommends **APPROVAL**. (District 3)

Attachments: [TR\\_OrdKainAve](#)

26.

**Traffic Ordinance**

ORDINANCE NO. 2014 - **19**, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Overton Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Attachments: [TR\\_OrdOvertonRd](#)

27.                   **Traffic Ordinance**  
ORDINANCE NO. 2014 - 20, of the Board of Supervisors, establishing  
prima facie reasonable speed limits for motor vehicles on Shannon  
Road in Pima County, Arizona. Staff recommends **APPROVAL**.  
(District 1)  
Attachments:   [TR\\_OrdShannonRd](#)
28.                   **Traffic Ordinance**  
ORDINANCE NO. 2014 - 21, of the Board of Supervisors, establishing  
prima facie reasonable speed limits for motor vehicles on Trails End  
Road in Pima County, Arizona. Staff recommends **APPROVAL**.  
(District 5)  
Attachments:   [TR\\_OrdTrailsEndRd](#)

29.       **CALL TO THE PUBLIC**

30.       **ADJOURNMENT**

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

**Pima County Homepage: [www.pima.gov](http://www.pima.gov)**

**DATE/TIME POSTED: 4/9/14 @ 11:00 a.m.**

**DATE/TIME REPOSTED (combined Agenda/Addendum): 4/14/14 @ 3:30 p.m.**

**ADDENDUM 1****CONTRACT AND AWARD****FACILITIES MANAGEMENT**

1. Accelerate Diagnostics, Inc., Amendment No. 2, to provide a lease for property located at 3950 S. Country Club Road, Suites 440 and 420, expand the premises and amend contractual language, contract amount \$168,843.80 revenue (CTN-FM-13-55)

Attachments: [CTN-FM-13-55](#)

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

**Pima County Homepage: [www.pima.gov](http://www.pima.gov)**

**DATE/TIME POSTED: 4/11/14 @ 11:00 a.m.**



# **CONSENT CALENDAR APRIL 15, 2014**

**CONSENT CALENDAR, APRIL 15, 2014****CONFLICT OF INTEREST**

1. **THE FOLLOWING ITEM MAY PRESENT A POTENTIAL CONFLICT OF INTEREST FOR SUPERVISOR CARROLL**

**FINANCE AND RISK MANAGEMENT****Duplicate Warrants - For Ratification**

Nestle Waters North America \$559.79; Viola Estelle Wilson \$82.25; Veronica Adela Martinez \$29.34; Closed Caption Productions, Inc. \$450.00; Jocelyn Gonzvar \$104.58; Frederick S. Klein \$333.73; Monica Jean May-Dunn \$14.24; Jill Labrie \$30.78; Swift Office Solutions, Inc. \$703.91; James Roat \$102.92; Nancy Chow \$1,450.00; TNI Partners/Arizona Daily Star \$185.08; AT&T Mobility II, L.L.C. \$1,808.78; Southwest Hazard Control \$3,485.25; Republic Services of AZ Haulin \$11,557.93; Karin Lynne Merritt \$66.31; \***Lovitt & Touche, Inc. \$50.00**; Natalie Franco \$911.95; The University of Arizona \$10,000.00; Flor Gill \$100.00; Charles Mark Young \$49.35.

\* \* \*

**Attachments:** [FN\\_ReplacementWarrants](#)

**CONTRACT AND AWARD****Community Development and Neighborhood Conservation**

2. Salvation Army of Tucson, to provide for the CASA for Families II Supportive Housing Program, SHP Federal HUD Fund, contract amount \$103,412.00 (CT-CD-14-377)

**Attachments:** [CT-CD-14-377](#)

**Community Services, Employment and Training**

3. The Salvation Army, to provide for the Emergency Services Network Project, STCS/TANF State (74%), General (10%) and CSBG (16%) Funds, contract amount \$29,625.00 (CT-CS-14-380)

**Attachments:** [CT-CS-14-380](#)

4. Catholic Community Services, d.b.a. Community Outreach for the Deaf Program, to provide for One Stop Staff, U.S. DOL, ADES WIA Grant Fund (90%) and other Workforce Funds (10%), contract amount \$68,892.00 (CT-CS-14-381)

**Attachments:** [CT-CS-14-381](#)

## Health

5. Rincon Valley Fire District, Amendment No. 1, to provide childhood immunization services and extend contract term to 11/12/14, no cost (CTN-HD-13-115)  
Attachments: [CTN-HD-13-115](#)
6. Arizona Department of Health Services, to provide for gaining public health accreditation, contract amount \$45,000.00 revenue (CTN-HD-14-156)  
Attachments: [CTN-HD-14-156](#)

## Information Technology

7. Corona De Tucson Fire Department, to provide subscriber services and repair of portable and mobile radio equipment, contract amount \$2,371.08 revenue (CTN-IT-14-142)  
Attachments: [CTN-IT-14-142](#)

## Procurement

8. AECOM Technical Services, Inc., Amendment No. 10, to provide architectural services for the Downtown Court Complex and amend contractual language, Certificates of Participation, contract amount \$176,100.00 (CT-PO-11021149-P) Facilities Management  
Attachments: [CT-PO-11021149-P](#)
9. WSM Architects, Inc., Amendment No. 7, to provide for the new Fleet Services Facilities and amend contractual language, Certificates of Participation, contract amount \$4,100.00 (CT-FM-11046556-P) Facilities Management  
Attachments: [CT-FM-11046556-P](#)
10. DOWL HKM, L.L.C., Amendment No. 1, to provide construction management services for Orange Grove Road: Camino de la Tierra to La Cholla Boulevard Project and extend contract term to 3/30/15, no cost (CT-PW-13-777) Public Works Administration  
Attachments: [CT-PW-13-777](#)
11. Structural Grace, Inc., Amendment No. 1, to provide roadway planning and design engineering services for Sunset Road: Silverbell Road to River Road Project, extend contract term to 5/3/18 and amend contractual language, Tucson Mountain Area Impact Fee Fund, contract amount \$81,320.00 (CT-TR-14-181) Transportation  
Attachments: [CT-TR-14-181](#)

**12. Award**

Low Bid: Award of Contract, Requisition No. 14-106, Arnold Machinery Company, Inc. (Headquarters: Salt Lake City, UT) for five new front end loaders for a one-time amount of \$825,500.00. Funding Source: Internal Service Fund. Administering Department: Fleet Services.

Attachments: [PO Req14-106](#)

**Real Property****13.** Stewart Title & Trust of Tucson Trust No. 2549, to provide two slope easements, temporary construction easement and right-of-way on Tax Parcel No. 140-36-005A for the Valencia Road: Alvernon Way to Wilmot Road Improvement Project, RTA Fund, contract amount \$1,000.00 (CT-PW-14-373)

Attachments: [CT-PW-14-373](#)

**Regional Wastewater Reclamation****14.** Raftelis Financial Consultants, Inc., to provide for service fee review and evaluation project, RWRD Enterprise Fund, contract amount not to exceed \$107,600.00 (CT-WW-14-385)

Attachments: [CT-WW-14-385](#)

**GRANT APPLICATION/ACCEPTANCE****15. Acceptance - Community Service, Employment & Training**

Arizona Attorney General's Office, to provide job training and employment search services for foreclosure impacted individuals, \$270,097.00

Attachments: [GR GrantReport](#)  
[GR\\_AZAttorneyGeneral'sOffice](#)

**16. Acceptance - Community Service, Employment & Training**

Arizona Department of Economic Security, Amendment No. 12, to provide for Rapid Response and to correct a typographical error, no cost

Attachments: [GR GrantReport](#)  
[GR\\_AZDeptofEconomicSecurity](#)

**17. Acceptance - Health**

Arizona Department of Health Services, Amendment No. 1, to provide immunizations, U.S. Department of Health and Human Services Fund, \$225,000.00

Attachments: [GR GrantReport](#)  
[GR\\_AZDeptofHealthServices](#)

18. **Acceptance - Sheriff**  
Arizona Department of Homeland Security, to provide for overtime and mileage for Operation Stonegarden, U.S. Department of Homeland Security Fund, \$69,500.00

Attachments: [GR GrantReport](#)  
[GR\\_AZDeptofHomelandSecurity](#)

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

19. **Pima County/City of Tucson Outdoor Lighting Code Committee**
- Ratification of Reappointment: Buell T. Jannuzi, Astronomy Representative. Term expiration: 4/12/18. (City of Tucson recommendation)
  - Ratification of Appointment: Austin Green, Licensed Contractor, to fill the vacancy created by Earl Zoeller. Term expiration: 4/7/18. (City of Tucson recommendation)

Attachments: [BCC OutdoorLighting](#)

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

20. Margery E. Bates, Tucson Waldorf Education Association, Tucson Waldorf School, 3605 E. River Road, Tucson, May 3, 2014.
21. Scott Arthur Anderson, American Legion Madera Post 131, 249 W. Esperanza Boulevard, Green Valley, April 12, 2014.

## **ELECTIONS**

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

### APPOINTMENTS-PRECINCT-PARTY

Clifford Paul Stapleton-Smith-227-DEM; Michelle L. Mozdzen-165-REP;  
Mark P. Lamm-181-REP

Attachments: [EL\\_PrecinctCommitteemen](#)

## **RECORDER**

23. Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of February, 2014.

Attachments: [RE\\_FebruaryDocumentStorage](#)

**TREASURER**

24.                   **Duplicate Warrants - For Ratification**  
Yen Tran \$2,966.87; Rachelle B. Casanova \$1,769.29  
Attachments:   [TO\\_ReplacementWarrants](#)

**PROCLAMATION**

25.                   Proclaiming Monday, April 21, 2014 to be:  
"POWERTALK 21® DAY"  
Attachments:   [PROC\\_PowerTalk21Day](#)

**RATIFY AND/OR APPROVE**

26.                   Minutes:   March 18, 2014  
Attachments:   [CL\\_3-18-14DraftMinutes](#)