



Pima County

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

Meeting Agenda Board of Supervisors

Tuesday, May 13, 2014

9:00 AM

Board of Supervisors' Hearing Room

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.

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 NOTICE

Law permits that a video and/or audio recording of all or part of this meeting may be made if doing so does not interfere with the conduct of the meeting. Pima County has no control over the use and distribution of any such recordings. In addition to the official meeting proceedings, these recordings may include images of and comments made by the public prior to the start, during a recess and after adjournment of the meeting, and may be posted on social media or other internet sites.

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.

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 Rabbi Robert Eisen, Congregation Anshei Israel.

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

PRESENTATION/PROCLAMATION

- 5.** Presentation of a proclamation to Kevin Wheeler, Richard Foster and Mark Kerr, IGBO representatives, proclaiming May 13 through May 18, 2014 to be:

"IGBO ANNUAL 2014 CONFERENCE AND TOURNAMENT WEEK"

Attachments: [PROC IGBOAnnual2014ConferenceAndTournamentWeek](#)

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.)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

7. EXECUTIVE SESSION

Pursuant to A.R.S. §38-431.03(A) (3), for legal advice related to Rosemont Copper Company's Riparian Habitat Mitigation Plan In-Lieu Fee Proposal and matters related to Rosemont Copper Company's Floodplain Use Permit Application.

Attachments: [FC_ExecSession-RosemontRiparianHabitatMitigationPlan](#)

8. UNFINISHED BUSINESS (4/1/14)**Riparian Habitat Mitigation Plan**

Staff requests approval of a Riparian Habitat Mitigation Plan and in-lieu fee of \$145,230.00 for Rosemont Copper located within Important Riparian Area with underlying Class B and C, Xeroriparian B and C Habitat. (Districts 2 and 4)

Attachments: [FC_RiparianHabitatMitigationPlan-Rosemont_OriginalSubmittal](#)
[FC_RiparianHabitatMitigationPlan-Rosemont_RevisedSubmittal](#)
[FC_RiparianHabitatMitigationPlan_Memorandum-CA](#)

9. Arroyo Chico, Final Construction Phase - High School Wash Project

A. Authorize the Regional Flood Control District to pay the betterment costs requested by the City of Tucson by approving payment in the amount of \$1,500,000.00 to the US Army Corps of Engineers. District Levy Funds are available for this purpose, and no other project will be adversely impacted by this action. (CT-FC-14-198)

If approved, pass and adopt: RESOLUTION NO. 2014-**FC2**.

B. Direct that any future proposals for similar cost arrangements be reviewed in depth and that Pima County not enter into agreements with third parties that include City of Tucson participation, unless and until legally-enforceable written agreements for jurisdictional contributions are in place.

C. Request that the Regional Transportation Authority consider reimbursing the Regional Flood Control District for these costs as this particular project is critically important to the overall Downtown Links Project.

Attachments: [FC_Summary_ArroyoChicoDrainageImprovementProject](#)
[FC_Memo_ArroyoChicoDrainageImprovementProject](#)
[FC_Reso_ArroyoChicoDrainageImprovementProject](#)

LIBRARY DISTRICT BOARD**10. Award**

Amendment of Award: MA B507267-BC Version 10, TW Telecom Holding, Inc., to provide internet service (eRate Program) for Public Library, extend contract term from April 20, 2015 to June 30, 2015 and increase the contract amount by \$10,000.00 to cover the extension of the contract term. This will align the contract with the eRate Program which is on a fiscal year starting July 1, 2014 and ending June 30, 2015. The scope of service remains the same. Funding Source: General Fund. Administering Department: Pima County Public Library.

Attachments: [LIB_AwardAmendment_MA B507267-BC](#)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**CONSENT CALENDAR**

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

BOARD OF SUPERVISORS

13. **Discussion and Action Related to the Southwestern Fair Commission**
Discussion and action related to the appointment, reappointment and replacement process of the Southwestern Fair Commission, as suggested by the SFC, in their response to Pima County Administrator Chuck Huckelberry's March 4, 2014 memorandum:
 - A. Allow the Fair Commission to identify and appoint new members as vacancies arise.
 - B. Fair Commission will identify and nominate potential members and forward those names to the Board of Supervisors for appointment.
 - C. Expand the Fair Commission to seven members, have the Board of Supervisors continue to appoint five members as presently set by resolution, and have two members appointed by the Pima County Fair Commission. (District 1)

Attachments: [BOS_SouthwesternFairCommissionDiscussion](#)
[BOS_SouthwesternFairCommission_CommentLetter_Redacted](#)

COUNTY ADMINISTRATOR

14. **Revisions to Merit System Rules**
Staff recommends approval of revisions to the following Merit System Rules:
 - Merit System Rule 1 - Definitions
 - Merit System Rule 4 - Selection, Recruitment, Announcements and Applications
 - Merit System Rule 8 - Promotion, Demotion, Reappointment, Open Range Reappointment, Reassignment and Detail
 - Merit System Rule 12 - Disciplinary and Other Personnel Actions
 - Merit System Rule 13 - Grievance System

Attachments: [CA_MeritSystemRulesRevisions](#)

15. Purchase of the COPE Building to Relocate Theresa Lee and South Clinics

Staff recommends the following:

- A. Approval of the purchase of the building located at 1493 W. Commerce Court using \$1,108,060.00 from the remaining \$1.42 million in Bond Funds from the 2004 bond issue; and
- B. Allocation of \$250,000.00 from the remaining \$1.42 million in Bond Funds from the 2004 bond issue to renovate the new facility; and
- C. Consolidation of services currently provided at Theresa Lee Clinic and Walter C. Rogers Clinic at the new facility and that Pima County vacate both of these current facilities; and
- D. To honor our history at the current site and the individual for whom the facility was named, the new facility be named Theresa Lee Clinic South.

Attachments: [CA_CopeBuildingPurchase](#)

16. Arizona State Land Auction of 290 Acres

Staff recommends approval of the acquisition of the 290 acres of State Trust land at public auction for the buffering of the County's Green Valley Wastewater Reclamation Facility and furtherance of the Anza Trail development and conservation along the Santa Cruz River to be funded with Regional Wastewater Reclamation Department obligations to be repaid by sewer user fees.

Attachments: [CA_SahuaritaBufferLands](#)

17. Amendment to Intergovernmental Agreement with Arizona Board of Regents and the University of Arizona Health Network, Inc.

Staff recommends approval of the amendment to the Intergovernmental Agreement with the Arizona Board of Regents and the University of Arizona Health Network, which will extend the Intergovernmental Agreement for two years and provide for an appropriation by the County of \$15 million per year (CT-OMS-14-434); and approval of the second amendment to the lease agreement (CT-FM-12-2152).

Attachments: [CA_AZBoardofRegents_UAHealthNetworkIGAAmendment](#)

***** HEARINGS *****

FRANCHISE/LICENSE/PERMIT

18. Fireworks Permit

Rich Mueller, Mountain View High School, 9101 N. Thornydale Road, Tucson, May 21, 2014 at 9:30 p.m.

Attachments: [FLP_FWMountainViewHighSchool](#)

19. **Agent Change/Acquisition of Control/Restructure**
14-04-0050, Hiam Ibrahim Innabi, Super H, 2710 W. Ruthrauff Road,
Tucson, Agent Change and Acquisition of Control.
Attachments: [FLP_ACSuperH](#)
20. **Extension of Premises/Patio Permit**
Grant Darien Krueger, Union Public House, 4340 N. Campbell Avenue,
Tucson, Temporary Extension of Premises for May 29, June 1 and 5,
2014.
Attachments: [FLP_EPUnionPublicHouse](#)

DEVELOPMENT SERVICES

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](#)

TRANSPORTATION

- 22. Traffic Resolution**
RESOLUTION NO. 2014 - 52, of the Pima County Board of Supervisors, permitting the intermittent temporary closure of Sahuarita Road in Pima County, Arizona, for the Thunder Road Time Trial on Sunday, June 1, 2014. Staff recommends APPROVAL.
(Districts 2 and 4)
Attachments: [TR_Reso_SahuaritaRd](#)

23. CALL TO THE PUBLIC

24. ADJOURNMENT

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

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 5/7/14 @ 3:00 p.m.

DATE/TIME REPOSTED (additional attachments only): 5/8/14 @ 3:00 p.m.

DATE/TIME REPOSTED (additional attachments only): 5/12/14 @ 12:00 p.m.

DATE/TIME REPOSTED (combined Agenda/Addendum): 5/12/14 @ 4:00 p.m.

ADDENDUM 1**BOARD OF SUPERVISORS**

1. **Study Session**
Study Session for the County Administrator's Recommended Budget Fiscal Year 2014-15. Proposed date/time: May 19, 2014, 8:30 a.m. - 12:30 p.m. Discussion/Schedule. (District 1)
Attachments: [BOS_OriginalMemo](#)

CONTRACT AND AWARD**COMMUNITY AND ECONOMIC DEVELOPMENT**

2. United Way of Tucson and Southern Arizona, to provide for the Employee Combined Appeal Program (ECAP), General Fund, contract amount \$67,591.73 (CT-CED-14-435)
Attachments: [CT-CED-14-435](#)

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

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 5/9/14 @ 11:00 a.m.

CONSENT CALENDAR MAY 13, 2014

CONSENT CALENDAR, MAY 13, 2014**CONTRACT AND AWARD****Community Services, Employment and Training**

1. Portable Practical Education Preparation (PPEP), Inc., Amendment No. 1, to provide for One Stop staff and amend contractual language, U.S. DOL (80%) and General Fund (20%), contract amount \$30,000.00 (MA-CS-13-589)

Attachments: [MA-CS-13-589](#)
[RevisedFunding_MA-CS-13-589](#)
[Contract_RevisedArticleIII_MA-CS-13-589](#)

2. International Sonoran Desert Alliance, Amendment No. 1, to provide for the Community Services Block Grant Youth Project and amend contractual language, CSBG Fund, contract amount \$10,000.00 (MA-CS-14-117)

Attachments: [MA-CS-14-117](#)

County Attorney

3. The Havins Co., Inc., to provide real estate brokerage and management services, State RICO Fund, contract amount \$50,000.00/5 year term (CT-PCA-14-408)

Attachments: [CT-PCA-14-408](#)

Facilities Management

4. Baggin's, Inc., Amendment No. 4, to provide a lease for 33 North Stone Avenue, Suite 140, extend contract term to 5/31/19 and amend contractual language, contract amount \$300,090.11 revenue (CTN-FM-CMS139840)

Attachments: [CTN-FM-CMS139840](#)

Information Technology

5. Golder Ranch Fire District, to provide subscriber services and repair of portable and mobile radio equipment, contract amount \$1,165.29 revenue (CTN-IT-14-168)

Attachments: [CTN-IT-14-168](#)

6. Rincon Valley Fire District, to provide subscriber services and repair of portable and mobile radio equipment, contract amount \$1,353.24 revenue (CTN-IT-14-172)

Attachments: [CTN-IT-14-172](#)

Procurement

7. WSM Architects, Inc., Amendment No. 8, to provide for the new Fleet Services facility, extend contract term to 11/30/14 and amend contractual language, Certificates of Participation, contract amount \$8,471.00 (CT-FM-11046556-P) Facilities Management

Attachments: [CT-FM-11046556P](#)

Real Property

8. Arizona State Land Department, to provide a right-of-way across State land located in Vail, Arizona, no cost (CTN-PW-14-169)

Attachments: [CTN-PW-14-169](#)

ELECTIONS

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

RESIGNATION-PRECINCT-PARTY

Berta Riley-217-REP

APPOINTMENT-PRECINCT-PARTY

Michael R. Barr-130-REP

Attachments: [EL_PrecinctCommitteemen](#)

JUSTICE COURT

10. **Judge Pro Tempore Appointments**
Appointments of Judges Pro Tempore of the Pima County Consolidated Justice Court for the period of July 1, 2014 through June 30, 2015:
Thomas Benavidez, Sallie Blake, John Casey, Angelo Daniels, Hortencia Delgadillo, David Dingleline, Ruben Esparza, Martin Green, Thomas Johnson, Fred Klein, Joe Machado, Cecilia Monroe, John Peck, Linda Penn, William Scott, Anne Ward, Adam Watters, Gail Wight

Attachments: [JC_JudgeProTemporeAppts](#)

RATIFY AND/OR APPROVE

11. Minutes: April 8, 2014

Attachments: [04-08-14DraftMinutes](#)