



# Pima County

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

## Meeting Agenda Board of Supervisors

---

Tuesday, February 2, 2016

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 AND BROADCAST INFORMATION

*At least 24 hours before each scheduled meeting, the agenda/addendum is available online at [www.pima.gov](http://www.pima.gov) and in the Clerk of the Board's Office, 130 W. Congress St., 5th Fl., Tucson, AZ 85701, Mon-Fri, 8am to 5pm.*  
*Cable Channels: Comcast 96 and Cox 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. Speaker Cards are required for each item of interest including Call to the Public. On items not noticed as a hearing, speakers should submit a Speaker Card for Call to the Public. Place the completed Speaker Card(s) in the labeled baskets located on the dais. When the Chairman announces your name, step forward to the podium 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 Reverend Steve Keplinger, Grace St. Paul's Episcopal Church.

**3. PLEDGE OF ALLEGIANCE**

**4. PAUSE 4 PAWS**

**5. CALL TO THE PUBLIC**

**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.)*

- 6.** Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Brian McDonald v. Pima County, Pima County Superior Court Case No. C20142895.

**Attachments:** [ExecSession-McDonald](#)

- 7.** Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding CHN Holdings, L.L.C. v. Santa Cruz County and Pima County, Arizona Tax Court Case No. TX2014-000703.

**Attachments:** [ExecSession-CHNHoldings](#)

**BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

**FLOOD CONTROL DISTRICT BOARD**

**8. Riparian Habitat Mitigation**

Staff requests approval to accept a contribution to mitigation banking funds in the amount of \$1,943.75 in-lieu of on-site mitigation for property located at 4751 West Oasis Road within Xeroriparian Class C Habitat. (District 1)

**Attachments:** [FC\\_RiparianHabitatMitigation\\_OasisRoad](#)

**SITTING AS THE BOARD OF SUPERVISORS****9. APPROVAL OF CONSENT CALENDAR****BOARD OF SUPERVISORS**

- 10. Constable**  
Appointment of Constable, Precinct 3.  
Attachments: [BOS\\_Constable JP3](#)

**DEVELOPMENT SERVICES**

- 11. Final Plat With Assurances**  
P15FP00009, Vahalla Estates, Lots 1-65 and Common Area "A"  
(Drainage, Bufferyard, Utilities). (District 3)  
Attachments: [DSD\\_FinalPlat-P15FP00009](#)

**NATURAL RESOURCES, PARKS AND RECREATION**

- 12. Dog Park Renaming**  
RESOLUTION NO. 2016 - 4, of the Board of Supervisors, authorizing the renaming of the large dog park at Brandi Fenton Memorial Park as the Austin Fitzgerald Memorial Dog Park at Brandi Fenton Memorial Park.  
Attachments: [PR\\_ResoDogParkRenaming](#)

**REGIONAL WASTEWATER RECLAMATION**

- 13. Pretreatment Settlement Agreement**  
Staff recommends approval of the following proposed Pretreatment Settlement Agreements, RWRD Enterprise Fund:
- A. El Molinito, Inc., Case No. C2015-D-004. The proposed settlement of a \$1,000.00 penalty and \$477.29 for Pima County's remediation costs, as well as the acquisition of an Industrial Wastewater Discharge Permit and the attendance of Pollution Prevention School is in accordance with the Industrial Wastewater Enforcement Response Plan.
  - B. Happy Rooster, L.L.C., Case No. C2015-R-005. The proposed settlement of a \$500.00 penalty for failing to provide a quarterly self-monitoring report is in accordance with the Industrial Wastewater Enforcement Response Plan.
- Attachments: [WW\\_PretreatmentSettlement-ElMolinito](#)  
[WW\\_PretreatmentSettlement-HappyRooster](#)

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

14. **Hearing - Liquor License**  
11103096, Nicholas Carl Guttilla, Best Western InnSuites Hotel & Suites  
- Tucson Catalina Foothills, 6201 N. Oracle Road, Tucson, Series 11,  
Hotel/Motel, New License.  
**Attachments:** [FLP\\_LLBestWesternInnSuitesHotel&Suites-TucsonCatalinaFoothills](#)
15. (Clerk's Note: See Sheriff's Report.)  
**Hearing - Agent Change/Acquisition of Control/Restructure**  
06100093, Raynu Michael Fernando, Oasis at Wild Horse Ranch, 6801  
N. Camino Verde, Tucson, Acquisition of Control.  
**Attachments:** [FLP\\_ACOasisatWildHorseRanch](#)

**DEVELOPMENT SERVICES**

16. UNFINISHED BUSINESS (1/19/16)  
**Hearing - Rezoning**  
P15RZ00009, MAGEE COMO DEVELOPMENT ASSOC., L.L.C. - N. LA  
CHOLLA BOULEVARD REZONING  
Request of Magee Como Development Assoc., L.L.C., represented by  
Craig Courtney, for a rezoning of approximately 0.88 acres at 7791 N.  
La Cholla Boulevard from the TR (Transitional) zone to the CB-2  
(General Business) zone for office, restaurant and retail uses. The  
property is Lot 4 of Magee Center (Book 56 and Page 94) located  
approximately 150 feet north of W. Magee Road and 600 feet west of N.  
La Cholla Boulevard. The proposed rezoning conforms to the Pima  
County Comprehensive Plan which designates the property for  
Neighborhood Activity Center. On motion, the Planning and Zoning  
Commission voted 6-1 (Commissioners Peabody, Membrila and Cook  
were absent, Commissioner Holdridge voted Nay) to recommend  
**APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS.**  
Staff recommends **APPROVAL SUBJECT TO STANDARD AND**  
**SPECIAL CONDITIONS.** (District 1)  
**Attachments:** [DSD\\_P15RZ00009\\_Part1](#)  
[DSD\\_P15RZ00009\\_Part2](#)

**TRANSPORTATION**

17.                   **Hearing - Traffic Ordinance**  
ORDINANCE NO. 2016 - 9, of the Pima County Board of Supervisors,  
regulating parking on Lavery Lane in Pima County, Arizona. Staff  
recommends **APPROVAL**. (District 1)  
                  Attachments: [TR\\_OrdLaveryLane](#)  
                                  [TR\\_OrdLaveryLane\\_District1Submittal](#)

18.    **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: 1/27/16 @ 3:00 p.m.**

**DATE/TIME REPOSTED (combined Agenda/Addendum): 2/1/16 @ 4:45 p.m.**

**ADDENDUM 1****PRESENTATION/PROCLAMATION**

1. Presentation of a proclamation to Mayor Ernesto “Kiko” Munro, proclaiming that Pima County, Arizona joins with Puerto Peñasco, Sonora, Mexico to form “A SISTER REGION”

**Attachments:** [PROC SisterRegion District4Memorandum](#)  
[PROC SisterRegion CAMemorandum](#)

**EXECUTIVE SESSION**

2. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction concerning entering into a tolling agreement regarding the Notice of Claim filed by Red Mountain Group, Inc.

**Attachments:** [PCA ExecSession-RedMountainGroup](#)

**ECONOMIC DEVELOPMENT AND TOURISM**

3. (Clerk’s Note: The County Administrator recommends the contract be withdrawn or tabled.)

**UNFINISHED BUSINESS (12/15/15)****Contract**

Rillito Park Foundation, Inc., to provide an agreement for the non-exclusive operation of Rillito Regional Park, contract amount \$250,000.00 revenue/5 year term (CT-ED-16-163)

**Attachments:** [ED RillitoParkFoundation CAMemorandum 1-22-16](#)  
[CT-ED-16-163](#)  
[CT-ED-16-163 CAMemorandum-12-14-15 Redacted Part1](#)  
[CT-ED-16-163 CAMemorandum-12-14-15 Redacted Part2](#)  
[CT-ED-16-163 CAMemorandum-12-14-15 Redacted Part3](#)  
[CT-ED-16-163 CAMemorandum-12-14-15 Redacted Part4](#)

**REAL PROPERTY**

4. **Surplus Property**  
Staff requests approval to sell surplus property consisting of vacant land located on the northwest corner of Ft. Lowell Road and Alvernon Way, Tax Parcel Nos. 111-04-103B, 107B and 108A by auction to the highest bidder. (District 3)

**Attachments:** [RP SaleofSurplusProperty](#)  
[RP SaleofSurplusProperty Appraisal](#)

**CONTRACT AND AWARD****COUNTY ATTORNEY**

5. Raise the Bar Consulting, L.L.C., Amendment No. 5, to provide grant writing services, extend contract term to 2/28/17 and amend scope of services, Special Revenue Fund, contract amount \$25,000.00 (CT-PCA-14-375)

Attachments: [CT-PCA-14-375](#)

**PROCUREMENT**

6. **Award**  
Amendment of Award: Master Agreement No. MA-PO-B507248, Journal Technologies, Inc., to provide a software maintenance agreement for the case management system, extend contract term to 2/15/18, increase rates and increase award amount by \$143,524.00 to \$870,284.00. Funding Source: Special Revenue Fund: State Aid to Indigent Defense. Administering Department: Public Defense Services.

Attachments: [MA-PO-B507248](#)

7. Davis Vision, Inc., to provide employee prepaid vision insurance, Employee Contributions, contract amount not-to-exceed \$289,000.00 (MA-PO-16-200) Human Resources

Attachments: [MA-PO-16-200](#)

**REAL PROPERTY**

8. Marana Health Center, Inc., to provide for the Ellie Town Health Center lease at 1670 W. Ruthrauff Road, contract amount \$400.00/month revenue (CTN-PW-16-104)

Attachments: [CTN-PW-16-104](#)

9. Bureau of Land Management, to provide a Right-of-Way Grant/Temporary Use Permit for a construction easement in Section 7, T16S, R15E, G&SRM, Pima County, Arizona, no cost/3 year term with right of renewal (CTN-PW-16-105)

Attachments: [CTN-PW-16-105](#)

10. Bureau of Land Management, to provide a Right-of-Way Grant/Temporary Use Permit across public land for access in Section 7, T16S, R15E, G&SRM, Pima County, Arizona, no cost/30 year term (CTN-PW-16-106)

Attachments: [CTN-PW-16-106](#)

11. First & River Storage, L.L.C., to provide a Sales Agreement and Warranty Deed for surplus property located on the east side of 1st Avenue and north of River Road, Tax Parcel No. 108-17-001A, contract amount \$11,000.00 revenue (CTN-PW-16-108)

Attachments: [CTN-PW-16-108](#)

[CTN-PW-16-108 Appraisal](#)

## GRANT APPLICATION/ACCEPTANCE

12. **Acceptance - County Attorney**  
City of Tucson, to provide for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award, U.S. Department of Justice Fund, \$161,157.00 (GTAW 16-53)

Attachments: [GR GrantReport](#)

[GR GTAW-16-53](#)

13. **Acceptance - County Attorney**  
Arizona Governor's Office for Children, Youth and Families, Amendment No. 1, to provide for the STOP Violence Against Women - Prosecution Urban Program, U.S. Department of Justice Fund, \$202,019.00/\$152,807.00 General Fund Match (GTAM 16-46)

Attachments: [GR GrantReport](#)

[GR GTAM-16-46](#)

## BOARD, COMMISSION AND/OR COMMITTEE

14. **Fair Horse Racing Commission**  
Appointment of Zulema Echerivel, to fill a vacancy created by Ramon Bazurto. Term expiration: 1/15/18. (District 1)

Attachments: [BCC FairHorseRacingCommissionAppt](#)

15. **Correction for the Record - Fair Horse Racing Commission**  
The following is being corrected for conformance to membership provisions:  
Reappointment of Geronimo Ramirez, Jr. Term expiration: ~~4/18/18~~  
**1/15/18.** (District 5)

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

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

**DATE/TIME POSTED: 1/29/16 @ 11:30 a.m.**



# **CONSENT CALENDAR FEBRUARY 2, 2016**

**CONSENT CALENDAR, FEBRUARY 2, 2016****CONTRACT AND AWARD****Community Development and Neighborhood Conservation**

1. Habitat for Humanity Tucson, Inc., Amendment No. 7, to provide for the NSP2 Consortium Funding Agreement and extend contract term to 2/28/17, no cost (CT-CD-12-342)

Attachments: [CT-CD-12-342](#)

**Community Services, Employment and Training**

2. COPE Community Services, Inc., d.b.a. Rise, L.L.C., Amendment No. 1, to provide workforce development services in the One Stop System - workshops, General Fund, contract amount \$20,870.40 (CT-CS-15-526)

Attachments: [CT-CS-15-526](#)

**Health**

3. Tucson Unified School District, to provide childhood immunizations, no cost (CTN-HD-16-87)

Attachments: [CTN-HD-16-87](#)

4. Sunnyside Unified School District, to provide childhood immunizations, no cost (CTN-HD-16-90)

Attachments: [CTN-HD-16-90](#)

5. Marana Unified School District, to provide childhood immunizations, no cost (CTN-HD-16-91)

Attachments: [CTN-HD-16-91](#)

6. Ajo Unified School District, to provide childhood immunizations, no cost (CTN-HD-16-100)

Attachments: [CTN-HD-16-100](#)

**Procurement**

7. **Award**

Award of Contract: Master Agreement No. MA-PO-16-198 to Diamondback Police Supply Co., Inc., d.b.a. Diamondback Police Supply (Headquarters: Tucson, AZ) for body armor. The initial term is for a one year period in the annual not-to-exceed amount of \$280,000.00 with four annual renewal options. Funding Source: General Fund. Administering Department: Sheriff.

Attachments: [MA-PO-16-198](#)

8. Kimley-Horn and Associates, Inc., to provide design engineering services for the Valencia Road: Wade Road to Ajo Highway (SR 86) Project, RTA (40%) and Impact Fee (60%) Funds, contract amount not-to-exceed \$2,673,558.40 (CT-TR-16-205) Transportation

Attachments: [CT-TR-16-205](#)

9. American Family Life Insurance Company, Amendment No. 6, to provide voluntary employee benefits and extend contract term to 6/30/17, Employee Contributions, contract amount \$1,000,000.00 (MA-PO-12-529) Human Resources

Attachments: [MA-PO-12-529](#)

## Real Property

10. Territorial Sign Co., Amendment No. 1, to provide a license for right-of-way encroachment for subdivision directional sign installation and amend scope of work, contract amount \$1,656.00 annually/20 year term revenue (CTN-PW-CMS143362)

Attachments: [CTN-PW-CMS143362](#)

## BOARD, COMMISSION AND/OR COMMITTEE

11. **Tucson/Pima County Bicycle Advisory Committee**

- Reappointment of John Rossman. Term expiration: 2/28/18. (Commission recommendation)
- Appointment of Raphael Duarte, to fill a vacancy created by Allen Kulwin. Term expiration: 2/28/18. (Commission recommendation)

Attachments: [BCC\\_TucsonPimaCountyBicycleAdvisoryCommittee](#)

12. **Building Code Committee/Board of Appeals**

- Reappointments of John Shorbe, Fred Knapp, Brent Woods, Kenneth Cawthorne and Rick Bright. Term expirations: 1/1/20. (Staff recommendations)
- Appointments of Dennis Coon and Jeff Hamstra, to fill the vacancies created by John Kostyo and Bob Dinius. Term expirations: 1/1/20. (Staff recommendations)

Attachments: [BCC\\_BuildingCodeCommittee-BoardofAppeals](#)

13. **Small Business Commission**

Appointment of Marion Hook, to fill the vacancy created by Gerald Long. No term expiration. (District 3)

Attachments: [BCC\\_SmallBusinessCommissionAppt](#)

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

14.           **Special Event**  
Michelle Lynn Garmon, St. Thomas the Apostle Preschool &  
Kindergarten, St. Thomas the Apostle, 5150 N. Valley View Road,  
Tucson, February 6, 2016.
15.           **Special Event**  
Peter Chan, Tucson Chinese Association, Tucson Chinese Cultural  
Center, 1288 W. River, Tucson, February 13 and May 7, 2016.
16.           **Special Event**  
Regan Jasper, Tucson Conquistadores, Inc., Omni Tucson National  
Resort, 2727 W. Club Drive, Tucson, March 13, 14, 15, 16, 17, 18, 19  
and 20, 2016.
17.           **Special Event**  
Thomas Sanderson Robertson, Boys and Girls Clubs of Tucson, La  
Encantada Shopping Center, 2905 E. Skyline Drive, Tucson, April 3,  
2016.

**ELECTIONS**

18.           Pursuant to A.R.S. §16-821B, approval of Precinct Committeemen  
resignations and appointments:
- APPOINTMENT-PRECINCT-PARTY  
Martin A. Bastidas-026-DEM; CJ Jones-044-DEM; Kirsten H.  
Engel-078-DEM; Aaron D. Rottenstein-210-DEM  
Attachments: [EL\\_PrecinctCommitteemen](#)
19.           Pursuant to A.R.S. §16-531, appointment of all elections boards and  
tally boards recruited and on file in the Elections Department for the  
Presidential Preference Election on March 22, 2016.
- Attachments: [EL\\_ElectionBoardWorkerAppts](#)
20.           **Accuracy Certification Board**  
Staff requests approval to appoint Karen Schutte and Barbara Tellman,  
with Elaine Lim as Ms. Tellman's backup, to the Accuracy Certification  
Board for all elections in 2016.
- Attachments: [EL\\_AccuracyCertificationBoard](#)

**FINANCE AND RISK MANAGEMENT**

- 21. Duplicate Warrants - For Ratification**  
Cellco Partnership \$51,533.01; Sidney Lex Felker, P.C. \$185.00; Raul Alberto Martinez \$97.01; Metro Water District \$2,495.63; Dorothee Helene Harmon \$487.10; Arizona Instrument, L.L.C. \$2,050.00; David S. Reynolds \$306.73; Compass Bank \$556.50; Jeff R. Knox \$81.00; Dietrich Paul DeBoer \$78.00; C-Cubed Unlimited, Inc. \$19.72; Maura Kwiatkowski \$97.33; Isabel Michela Robles \$500.00; Mariam Diggins \$89.00; Independent Electrical Contractor's of So AZ \$680.00; Qwest Corporation \$1,210.39; Cellco Partnership \$11,889.65; Janmax, L.L.C. \$4,827.80; Ramon A. Campas \$2,500.00; Solenis, L.L.C. \$8,896.37; Robin Elaine Talley \$33.80; Cristan Benson \$16.00; Marie Tavormina \$125.00; City of Tucson \$750.00; DS&J Enterprizes \$784.84; DS&J Enterprizes \$468.86.

Attachments: [FN\\_DuplicateWarrants](#)

**PROCUREMENT**

- 22. Quarterly Contracts Report - 4th Quarter 2015**  
Pursuant to Pima County Code, Section 11.08.010, staff submits the quarterly report on contracts awarded from October 1, 2015 through December 31, 2015.

Attachments: [PO\\_QuarterlyContractsReport-4thQuarter](#)

**TREASURER**

- 23. Duplicate Warrants - For Ratification**  
Gilbert Constance Gibbon \$20.00; Ruth Daniels \$12.52; C Jorgenson \$38.32

Attachments: [TO\\_DuplicateWarrants](#)

**RATIFY AND/OR APPROVE**

- 24. Warrants: January, 2016**