

Pima County

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

Meeting Agenda Board of Supervisors

Tuesday, January 17, 2017

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 Steve Christy, 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 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

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 Julie Castañeda, 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 Pastor Jim Munns, First Assembly of God.

- 3. PLEDGE OF ALLEGIANCE
- 4. PAUSE 4 PAWS

PRESENTATION/PROCLAMATION

Presentation of a proclamation to Betsy Stuetze, Executive Director and Nicole Olmstead, Senior Government Relations Director, American Heart Association, proclaiming the month of February 2017 to be:

"AMERICAN HEART ASSOCIATION HEART MONTH"

Attachments: Proc AmericanHeartAssocHeartMonth

6. CALL TO THE PUBLIC

<u>Attachments:</u> CallToThePublic MonsantoCommentLetters

EXECUTIVE SESSION

(Clerk's Note: As of the posting date of 1/10/17, no executive session item has been placed on the regular agenda. However, this is subject to any addendum. 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. APPROVAL OF CONSENT CALENDAR

FINANCE AND RISK MANAGEMENT

8. Formation of the Rocking K South Community Facilities District

RESOLUTION NO. 2017 - **2**, of the Board of Supervisors, declaring its intent and ordering and declaring formation of the Rocking K South Community Facilities District.

Attachments: FN ResoRockingKSouthCommunityFacilitiesDist

FN ResoRockingKSouthCommunityFacilitiesDist CAMemorandum 01-10-17

Board of Supervisors Meeting Agenda January 17, 2017

PUBLIC WORKS ADMINISTRATION

9. UNFINISHED BUSINESS (12/13/16)

Contract

Rillito Racing, Inc., Amendment No. 2, to provide for the non-exclusive operation of Rillito Racetrack, extend contract term to 6/30/21 and amend contractual language, contract amount \$956,000.00 revenue (CT-ED-14-537)

Attachments: CT-ED-14-537

CT-ED-14-537 CAMemorandum 12-13-16

CT-ED-14-537 CommentLetters 12-27-16

CT-ED-14-537 CommentLetter 1-11-17

CT-ED-14-537 CAMemorandum 1-11-17

CT-ED-14-537 RillitoRegionalParkReport 1-12-17

CT-ED-14-537 PCJSLCommentLetter-1-13-17

CT-ED-14-537 CommentLetters 1-17-17

CT-ED-14-537 CommentLetter 1-17-17

CT-ED-14-537 PCJSLCommentLetter 1-17-17

*** HEARINGS ***

FRANCHISE/LICENSE/PERMIT

10. (Clerk's Note: See Sheriff's Report.)

Hearing - Liquor License

12104478, Aric Kaiser Mussman, Sazerac, 4340 N. Campbell Avenue,

No. 164, Tucson, Series 12, Restaurant, New License.

Attachments: FLP LLSazerac

11. Hearing - Liquor License

10103809, Kim Kenneth Kwiatkowski, Circle K Store No. 3494, 15935 N. Oracle Road, Tucson, Series 10, Beer and Wine Store, New License.

Attachments: FLP LLCircleKNo3494

12. Hearing - Liquor License

06100068, Amy S. Nations, Fox & Hound No. 65057, 7625 N. La Cholla

Boulevard, Tucson, Series 6, Bar, Person Transfer.

Attachments: FLP LLFox&HoundNo65057

13. Hearing - Agent Change/Acquisition of Control/Restructure

12103500, Dominick Argenziano, Argenzianos, 16251 S. Houghton

Road, Vail, Agent Change and Acquisition of Control.

Attachments: FLP ACArgenzianos

Board of Supervisors Meeting Agenda January 17, 2017

DEVELOPMENT SERVICES

14. Hearing - Site Analysis Policy Zoning Code Text Amendment / Manual

Co8-16-02, SITE ANALYSIS POLICY

Proposal to amend Pima County's "Site Analysis Requirements" which are used to implement the Pima County Site Analysis Policy, adopted by Board of Supervisors Resolution in July, 1985, as last amended in March, 2010, in order to reorganize, update, and clarify the current document. The Site Analysis is a tool required to accompany most rezoning and all specific plan requests and all cluster project requests. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Bain, Cook, Gavin, and Gungle were absent) to recommend APPROVAL SUBJECT TO REVISIONS of the proposed TEXT AMENDMENT / MANUAL. Staff recommends APPROVAL SUBJECT TO REVISIONS of the proposed TEXT AMENDMENT / MANUAL. (All Districts)

Attachments: DSD_Co8-16-02

DSD Co8-16-02 MPAComments-1-13-17

15. Hearing - Rezoning Time Extension

<u>Co9-10-03, MOORE TR - ORACLE JAYNES STATION ROAD</u> REZONING

Request of M3 Engineering & Technology Corporation, represented by T and T Engineering, Inc., for a five-year time extension for the above-referenced rezoning from SR (Suburban Ranch) to TR (Transitional). The subject site was rezoned in 2011. The rezoning expired on October 4, 2016. The 11.55-acre site is located on the southeast corner of La Cholla Boulevard and Fountains Avenue. Staff recommends APPROVAL SUBJECT TO ORIGINAL AND MODIFIED STANDARD AND SPECIAL CONDITIONS. (District 1)

Attachments: DSD Co9-10-03

16. Hearing - Rezoning Ordinance

ORDINANCE NO. 2017 - 1, P16RZ00008, Title Security Agency of AZ TR T-203 - N. Sandario Road Rezoning. Owner: Title Security Agency of AZ TR-203. (District 3)

Attachments: DSD OrdP16RZ00008

17. Hearing - Rezoning Resolution

RESOLUTION NO. 2017 - <u>3</u>, Co23-08-02, Pomegranate Farms Specific Plan Modification. Owners: Pomegranate Farms Tucson, L.L.C. and Pomegranate Farms Commercial Tucson, L.L.C. (District 3)

Attachments: DSD_ResoCo23-08-02

18. **Hearing - Comprehensive Plan Amendment Resolution**

RESOLUTION NO. 2017 - 4, P16CA00001, Wong Family LP - N. Thornydale Road Plan Amendment. Owner: Wong Family LP.

(District 1)

Attachments: DSD ResoP16CA00001

19. **Hearing - Comprehensive Plan Amendment Resolution**

RESOLUTION NO. 2017 - 5, P16CA00002, Wong Family LP - W. Sumter Drive Plan Amendment. Owner: Wong Family LP. (District 1)

Attachments: DSD ResoP16CA00002

TRANSPORTATION

20. **Hearing - Traffic Resolution**

> RESOLUTION NO. 2017 - 6, of the Board of Supervisors, providing for the establishment of Sunset Road and Silverbell Road, County Highways situated within Sections 8, 17 and 18, T13S, R13E, G&SRM, Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Attachments: TR ResoSunsetRdSilverbellRd

21. **Hearing - Traffic Resolution**

> RESOLUTION NO. 2017 - 7, of the Board of Supervisors, providing for the establishment of Aerospace Parkway, a County Highway situated within Section 31, T15S, R14E, G&SRM, Pima County, Arizona. Staff recommends APPROVAL. (District 2)

Attachments: TR ResoAerospaceParkwayRd

22. **Hearing - Environmental Assessment and Mitigation Report**

> Staff recommends approval of the Environmental Assessment and Mitigation Report for the Valencia Road: Wade Road to Ajo Highway

(SR86) Project (4RTVWE). (District 3)

Attachments: TR ValenciaRd EAMR

REGIONAL WASTEWATER RECLAMATION

23. **Hearing - Code Text Amendment**

> ORDINANCE NO. 2017 - 2, of the Board of Supervisors, relating to wastewater; amending Pima County Code, Title 13, Chapter 24, Sanitary Sewer User Fees.

<u>Attachments:</u> <u>WW_OrdCodeTextAmendmentTitle13</u>

WW OrdCodeTextAmendmentTitle13 CommentLetter-1-12-17

24. ADJOURNMENT

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

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 1/10/17 @ 3:00 p.m.

DATE/TIME REPOSTED (additional attachments only): 1/11/17 @ 3:00 p.m. DATE/TIME REPOSTED (additional attachments only): 1/12/17 @ 3:00 p.m. DATE/TIME REPOSTED (additional attachments only): 1/12/17 @ 4:30 p.m.

DATE/TIME REPOSTED (additional attachments only): 1/13/17 @ 12:30 p.m.

DATE/TIME REPOSTED (combined Agenda/Addendum and additional

attachments): 1/13/17 @ 5:00 p.m.

DATE/TIME REPOSTED (additional attachments only): 1/17/17 @ 5:00 p.m DATE/TIME REPOSTED (additional attachments only): 1/18/17 @ 9:45 a.m

Board of Supervisors Meeting Agenda January 17, 2017

ADDENDUM 1

PRESENTATION

1. Recognition of India Davis, Chief of Corrections Bureau, for 21 years of

service to Pima County. (District 3)

Attachments: PRES IndiaDavis

EXECUTIVE SESSION

2. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement options in Select Development v. Pima

County, Maricopa Superior Court No. CV2016-005345.

Attachments: PCA_ExecSession-SelectDevelopment

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

STADIUM DISTRICT BOARD

3. Contract

Metropolitan Tucson Convention and Visitors Bureau, d.b.a. Visit Tucson, Pima County and **Pima County Stadium District**, to provide for the MLS pre-season training camp and Desert Diamond Cup exhibition matches, Board Contingency Fund, contract amount not-to-exceed \$130,000.00 (CT-ED-17-189)

Attachments: CT-ED-17-189

<u>SITTING AS THE BOARD OF SUPERVISORS</u>

BOARD OF SUPERVISORS

- 4. Request for Reconsideration District 1
 - A. Request to suspend Board of Supervisors' Rule No. H-3.

* * *

B. On January 3, 2017, the Board of Supervisors took the following Action:

Consent Calendar - Award Procurement

Amendment of Award: Master Agreement No. MA-PO-13-8, Advent Electric, Inc., to provide for ADC electronic security maintenance and process a one-time increase of \$542,130.00 to a cumulative not-to-exceed amount of \$1,747,130.00. Funding Source: Inmate Welfare Fund. Administering Department: Sheriff.

It was moved by Supervisor Miller, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the item.

* * *

C. If motion to reconsider is approved, proceed with reconsideration of the following:

Consent Calendar - Award

Procurement

Amendment of Award: Master Agreement No. MA-PO-13-8, Advent Electric, Inc., to provide for ADC electronic security maintenance and process a one-time increase of \$542,130.00 to a cumulative not-to-exceed amount of \$1,747,130.00. Funding Source: Inmate Welfare Fund. Administering Department: Sheriff.

Attachments: BOS ReconsiderationRequest

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

5. ARIZONA@WORK Memorandum of Understanding

Staff recommends approval of the Workforce Investment Board Workforce Innovation and Opportunity Act ARIZONA@WORK Pima County One-Stop Memorandum of Understanding.

Attachments: CS_WIBMemorandumofUnderstanding

DEVELOPMENT SERVICES

6. Final Plat with Assurances

P16FP00007, New Tucson Unit No. 5, Lots 27-31, Common Area A and a portion of the public alley being a re-subdivision of a portion of New Tucson, Unit No. 5, Lots 1-312, recorded in BK 17 at PG 51 of M&P. (District 4)

<u>Attachments:</u> DSD FinalPlatP16FP00007NewTucson

REAL PROPERTY

7. Grant of Easement

Southwest Gas Corporation, to provide a grant of easement for reinforcement of an existing distribution system serving Oracle Heights Estates at property located at 6720 N. La Cholla Boulevard, located in Section 4, T13S, R13E, G&SRM, Pima County, Arizona, \$2,010.00 revenue. (District 1)

Attachments: RP GrantofEasement-SWGas

CONTRACT AND AWARD

ATTRACTIONS AND TOURISM

8. Metropolitan Tucson Convention and Visitors Bureau, d.b.a. Visit

Tucson, **Pima County** and Pima County Stadium District, to provide for the MLS pre-season training camp and Desert Diamond Cup exhibition matches, Board Contingency Fund, contract amount not-to-exceed

\$130,000.00 (CT-ED-17-189)

<u>Attachments:</u> CT-ED-17-189

COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

9. FSL Padre Kino Village, LP, to provide for The Marist on Cathedral

Square Senior Rental Housing Project, 2004 Bond Fund, contract

amount \$604,989.00 (CT-CD-17-190)

Attachments: CT-CD-17-190

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

10. Portable Practical Educational Preparation, Inc., Amendment No. 1, to

provide workforce development services for youth and amend contractual language, USDOL Fund, contract amount \$21,366.00

(CT-CS-17-10)

Attachments: CT-CS-17-10

11. CODAC Behavioral Health Services of Pima County, Inc., Amendment

No. 1, to provide for the Continuum of Care Program - Project Advent

and amend contractual language, HUD Fund, contract amount

\$4,584.00 (CT-CS-16-303)

Attachments: CT-CS-16-303

PROCUREMENT

Sundt Construction, Inc., Amendment No. 1, to provide construction manager at risk services for the new Pima Animal Care Center, extend contract term to 12/28/18 and amend contractual language, 2014 Bond

Fund, contract amount \$16,294,393.00 (CT-FM-16-29) Facilities

Management

Attachments: CT-FM-16-29

CT-FM-16-29 CAMemorandum-1-13-17

13. Award

Amendment of Award: Master Agreement No. MA-PO-12-429, Graffiti Protective Coatings, for graffiti abatement services, extend contract term for six additional months for a total of five years and six months, no cost. Administering Department: Transportation.

Attachments: PO AwardMA-PO-12-429

GRANT APPLICATION/ACCEPTANCE

14. Acceptance - Health

AZ Board of Regents, University of Arizona, Amendment No. 2, to provide for the AzNN SNAP-Ed Local Implementation Services Program, \$17,871.90 decrease (GTAM 17-37)

Attachments: GR GTAM-17-37

15. Acceptance - Health

Arizona Board of Regents, University of Arizona, to provide for the Bridges to Wellness Program, U.S. Department of Health and Human Services/SAMHSA Fund, \$16,060.00 (GTAW 17-57)

Attachments: GR_GTAW-17-57

16. Acceptance - Health

National Association of County and City Health Officials, to provide for the Identifying Optimal Uses of the Rapid Syphilis Test Project, U.S. Department of Health and Human Services/CDC Fund, \$55,747.00 (GTAW 17-58)

Attachments: GR GTAW-17-58

BOARD, COMMISSION AND/OR COMMITTEE

17. Tucson-Pima County Historical Commission

- Reappointment of Peter Steere. Term expiration: 12/31/20.
 (District 3)
- Appointment of Betty Villegas, to fill a vacancy created by Sandee Brooke. Term expiration: 12/31/20. (District 5)
- Appointment of Jill Lavon Jenkins, to fill a vacancy created by Randall Madsen. Term expiration: 12/31/20. (District 1)
- Reappointment of Mikki Niemi. Term expiration: 12/31/20. (District 4)

Attachments: BCC HistoricalCommissionReappt-D3

BCC HistoricalCommissionAppt-D5

BCC HistoricalCommissionAppt-D1

BCC HistoricalCommissionReappt-D4

18. Metropolitan Education Commission

- Reappointments: George Favela, Public Sector (Non-School) Parent, James Wiltbank, Religious Community, Paul Lovelis, Social Service Agencies Serving Children/Youth, Richard Elías, Public Sector (Non-School) Board of Supervisors Member and William Ardern, Healthcare Community. Term expirations: 12/31/20. (Chair recommendations)
- Ratification of Reappointment: Dennis Barger, Building Principal (AZ School Administrators). Term expiration: 2/17/18. (Commission recommendation)

<u>Attachments:</u> <u>BCC MetroEdCommissionChairReappts</u>

BCC MetroEdCommissionReappt-Barger

19. Small Business Commission

Staff recommends approval of the revised Small Business Commission By-laws to reflect changes to Resolution No. 2015-45.

<u>Attachments:</u> BCC SmallBusinessCommRevisedBy-Laws

20. Election Integrity Commission

Appointment of Ken Moyes, to fill a vacancy created by Beth Borozan.

Term expiration: 1/16/19. (District 4)

Attachments: BCC ElectionIntegrityCommissionAppt

*** **HEARINGS** ***

FRANCHISES/LICENSES/PERMITS

21. Hearing - Fireworks Permit

Michelle Schuyler, Skyline Country Club, 5200 E. Saint Andrew Drive,

Tucson, February 4, 2017 at 9:00 p.m.

Attachments: FLP FWSkylineCountryClubon2-4-17

22. Hearing - Fireworks Permit

Michelle Schuyler, Skyline Country Club, 5200 E. Saint Andrew Drive,

Tucson, March 18, 2017 at 8:45 p.m.

Attachments: FLP FWSkylineCountryClubon3-18-17

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

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 1/12/17 @ 11:30 a.m.

DATE/TIME REPOSTED (additional attachments only): 1/13/17 @ 12:45 p.m.

CONSENT CALENDAR JANUARY 17, 2017

CONSENT CALENDAR, JANUARY 17, 2017

CONTRACT AND AWARD

Community Services, Employment and Training

Goodwill Industries of Southern Arizona, Inc., Amendment No. 1, to 1. provide workforce development services for youth and amend

contractual language, USDOL Fund, contract amount \$34,921.00

(CT-CS-16-441)

Attachments: CT-CS-16-441

County Attorney

2. Treatment Assessment Screening Center, Amendment No. 3, to provide

for implementation of enhancements to the Pima County Drug Court Program and establishment of a Drug Treatment Alternative to Prison Program (DTAP), DTAP SAMHSA and DTAP BHTCC Funds, contract

amount \$81,000.00 (CT-PCA-15-468)

Attachments: CT-PCA-15-468

Transportation

3. Centurylink, to provide reimbursement for removal of Centurylink

facilities along Cortaro Farms Road: Camino de Oeste to Thornydale Road, contract amount \$444,916.00 revenue (CTN-TR-17-124)

Attachments: CTN-TR-17-124

GRANT APPLICATION/ACCEPTANCE

4. **Acceptance - Community Development and Neighborhood**

Conservation

Arizona Department of Housing, Amendment No. 2, to provide for the Weatherization Program, US Department of Energy Fund, \$38,249.00

(GTAM 17-36)

Attachments: GR GTAM-17-36

5. Acceptance - Community Services, Employment and Training

> Arizona Department of Economic Security, Amendment No. 6, to provide for the Employment & Training Program (WIOA), USDOL Fund,

\$687,614.00 (GTAM 17-33)

Attachments: GR GTAM-17-33

BOARD, COMMISSION AND/OR COMMITTEE

6. Metropolitan Education Commission

Appointment of Dustin Williams, Ex-Officio, representing Pima County School Superintendent, to replace Linda Arzoumanian. Term expiration: Concurrent with Term of Office.

Attachments: BCC MetroEdCommAppt

7. Regional Wastewater Reclamation Advisory Committee

Appointment of Barney Popkin, to fill a vacancy created by Robert

lannarino. Term expiration: 3/1/20. (District 1)

<u>Attachments:</u> <u>BCC_RegionalWastewaterReclamationAdvisoryCommAppt</u>

SPECIAL EVENT LIQUOR LICENSE/TEMPORARY EXTENSION OF PREMISES/ PATIO PERMIT/WINE FAIR/WINE FESTIVAL APPROVED PURSUANT TO RESOLUTION NO. 2016-62

8. Special Event

Michelle L. Phillips, Greater Green Valley Community Foundation, Green Valley Recreation West Center, 1111 GVR Drive, Green Valley, March 11, 2017.

ELECTIONS

9. Precinct Committeemen

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

RESIGNATION-PRECINCT-PARTY

Randi Pantera-080-GRN; Emma M. Hurley-098-GRN; Cynthia C. Tuell-143-GRN

APPOINTMENTS-PRECINCT-PARTY

Alexander G. Kack-045-DEM; Bryan E. Stahl-079-REP; Kimberly A. Varley-DeMarco-083-REP; Ronald C. Wilcox-075-GRN; Eduardo H.

Quintana-153-GRN

Attachments: EL PrecinctCommitteemen

FINANCE AND RISK MANAGEMENT

10. Duplicate Warrants - For Ratification

Manuela Ochoa \$4,810.19; Judith Graf \$683.32; C & L Upholstery \$25,717.00; Nick Elias \$18.69; PSOMAS \$5,925.01; American

Reprographics \$338.91; Anissa Taylor \$18.67; Southwest Truck Driver Training \$3,000.00; Spencer Graves \$117.00; Headmaster \$118.00; Paula Babis \$76.05; Friedman Recycling \$6,183.43; Faviola Guzman

\$28.80; Spencer Graves \$117.00; Pima County Sheriff \$12.75.

Attachments: FN DuplicateWarrants

TREASURER

11. Certificate of Removal and Abatement - Certificate of Clearance

Staff requests approval of the Certificates of Removal and

Abatement/Certificates of Clearance in the amount of \$17,672.91.

Attachments: TO CertificateofRemovalandAbatement

RATIFY AND/OR APPROVE

12. Minutes: December 13, 2016

Attachments: 12-13-16DraftMinutes