

FLOOD CONTROL DISTRICT BOARD MINUTES

The Pima County Flood Control District Board met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, February 18, 2014. Upon roll call, those present and absent were as follows:

Present: Sharon Bronson, Chair
Richard Elías, Vice Chair
Ramón Valadez, Acting Chair
Ally Miller, Member
Ray Carroll, Member

Also Present: Chuck Huckelberry, County Administrator
Regina Nassen, Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

1. CONTRACT

Sonoran Institute, Amendment No. 1, to provide for the Wetlands Protection Development - Lower Santa Cruz River Project and amend scope of work, EPA Grant Fund (97%) and Flood Control Tax Levy Fund (3%), contract amount \$6,000.00 (CT-FC-13-462)

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

2. ARROYO CHICO/HIGH SCHOOL WASH STORM DRAINS

A. RESOLUTION NO. 2014 - FC1, of the Pima County Flood Control District Board of Directors, approving a contribution of additional funding for Phase 3 of the Tucson Drainage Area Project.

B. CONTRACT
Kaneen Advertising and Public Relations Inc., to provide public relation communication and coordinating services for the Arroyo Chico/High School Wash Project, Regional Flood Control Tax Levy Fund, contract amount \$99,715.00 (CT-FC-14-310)

It was moved by Supervisor Carroll and seconded by Supervisor Elías to adopt the Resolution and to approve the contract. No vote was taken at this time.

Supervisor Miller questioned the County contribution to the City project. She stated she did not support the Resolution but did support the development of a policy regarding local government cost sharing for betterments and utility relocations as

recommended by the County Administrator. In addition, she did not approve of paying an outside agency for a City of Tucson project when both the City and the County had their own public relations departments.

Chuck Huckelberry, County Administrator, stated that the issue of betterments and utility relocations had been referred back to the Flood Control Advisory Committee for a policy recommendation to the Board and that local jurisdictions contributing matching funds to those projects be investigated. This contribution would be the final portion of this project.

Mr. Huckelberry added that Phase 3 would involve the closure of many streets, some around schools, and that this vendor had experience with this type of public works project.

Supervisor Miller offered an amendment to the motion which would incorporate the suggestions of the County Administrator in developing a policy regarding local cost sharing for betterments and utility relocations. Supervisors Carroll and Elías accepted the amendment to the motion.

Supervisor Miller requested that the Resolution and contract be voted upon separately.

Supervisor Elías withdrew his second of the motion. Supervisor Carroll withdrew the motion on the floor.

It was then moved by Supervisor Carroll, seconded by Supervisor Elías and carried 4-1, Supervisor Miller voted "Nay," to adopt the Resolution; to direct as recommended by the County Administrator, that a policy be developed that identifies local government cost sharing for betterments and utility relocation costs where the local governing agency is requesting capital improvements from the Regional Flood Control District to ensure the local jurisdiction requesting the improvement has placed a priority on its implementation and would be willing to commit its local funds to project completion; and to approve the contract.

3. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 3:51 p.m.

ATTEST:

CLERK

CHAIR

STADIUM DISTRICT BOARD MINUTES

The Pima County Stadium District Board met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, February 18, 2014. Upon roll call, those present and absent were as follows:

Present: Sharon Bronson, Chair
Richard Elías, Vice Chair
Ramón Valadez, Acting Chair
Ally Miller, Member
Ray Carroll, Member

Also Present: Chuck Huckelberry, County Administrator
Regina Nassen, Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

1. CONTRACT

F.C. Tucson Events, L.L.C., to provide concession services, contract amount \$50,000.00 revenue (CTN-KSC-14-133)

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

2. ADJOURNMENT

As there was no further business to come before the Board, the meeting was adjourned at 3:51 p.m.

CHAIR

ATTEST:

CLERK

BOARD OF SUPERVISORS' MEETING MINUTES

The Pima County Board of Supervisors met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, February 18, 2014. Upon roll call, those present and absent were as follows:

Present: Sharon Bronson, Chair
Richard Elías, Vice Chair
Ramón Valadez, Acting Chair
Ally Miller, Member
Ray Carroll, Member

Also Present: Chuck Huckelberry, County Administrator
Regina Nassen, Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

1. INVOCATION

To be offered by Father Steve Keplinger, Grace St. Paul's Episcopal Church.

2. PLEDGE OF ALLEGIANCE

All present joined in the Pledge of Allegiance.

3. PERSONAL POINTS OF PRIVILEGE

Chair Bronson recognized audience member Caitlin Watters, journalism student and granddaughter of former Supervisor Ann Day.

Supervisor Miller thanked the leaders of the mining industry for inviting her to attend the Celebration of Mining in Arizona Luncheon.

Supervisor Elías noted that this was a busy time of year with many tourism industry events being held such as the Gem Show and the Tucson Rodeo.

Supervisor Carroll remembered the life and contributions of local entrepreneur Ron Hyman.

4. PAUSE 4 PAWS

The Pima County Animal Care Center showcased an animal available for adoption.

5. **CALL TO THE PUBLIC (for Executive Session items only)**

The Chair inquired whether anyone wished to address the Board on any item listed under Executive Session. No one appeared.

6. **CONVENE TO EXECUTIVE SESSION**

It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to convene to Executive Session at 9:13 a.m.

7. **RECONVENE**

The meeting reconvened at 9:33 a.m. All members were present.

EXECUTIVE SESSION

8. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of ADG Ajo, L.L.C. v. Pima County, Tax Court Case No. ST2013-000527, Tax Parcel No. 212-50-0080 for tax year 2013.

Regina Nassen, Civil Deputy County Attorney, stated the case involved a challenge to the valuation of approximately 15 acres of vacant land located at 4625 West Ajo Highway. She explained the estimated tax decrease would be \$30,333.00 for tax year 2013 and would not roll over to tax year 2014. She stated the County Assessor and County Attorney's Office recommended approval.

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

9. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of Madera Associates Group, L.L.C. v. Pima County, Tax Court Case No. ST2013-000526, Tax Parcel Nos. 119-02-027H and 119-02-0740 for tax years 2013 and 2014.

Regina Nassen, Civil Deputy County Attorney, stated the case involved a challenge to the valuation of two parcels, one located at 2760 South 4th Avenue and improved with a 10,000 square-foot warehouse, and the other at 2740 South 4th Avenue and improved with a 14,400 square-foot commercial structure. She stated the Assessor and County Attorney's Office recommended settlement which would result in an estimated tax decrease for one parcel of \$11,592.00 for tax year 2013 and \$11,786.00 for tax year 2014 and an estimated tax decrease for the other of \$22,384.00 for tax year 2013 and \$22,760.00 for tax year 2014.

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

BOARD OF SUPERVISORS/COUNTY ADMINISTRATOR

10. Pavement Preservation - Speakers

A. Increase In Pavement Preservation and Road Repair Funding

Identify spending reductions in the current Pima County budget in an effort to increase the pavement preservation and road repair funding allocation. Discussion/Vote. (District 1)

B. Pavement Preservation Project Allocations and Funding Approvals

Staff requests direction regarding expending the balance of the General Fund Pavement Repair Program approved by the Board and budget adoption for Fiscal Year 2013/14. (County Administrator)

The following speakers addressed the Board regarding both matters above:

- George Elliott
- Trent Thomas, Greater Vail Civic League
- Chris Rogers, Granite Construction and President, Tucson Utility Contractors Association
- Ramon Gaanderse, Tucson Utility Contractors Association
- Richard Trapp
- Jim Ponticelli
- Tim Lewis
- John Nunes, Director of Transportation, Vail School District
- Al Flores, Director of Facilities, Vail School District
- Beatriz Moir
- Natalie Luna, Communications Director, Vail School District
- Kaity Harris, Assistant Principal, Old Vail Middle School
- David Hook, President, Vail Community Action Board
- J.J. Lamb, Director, Vail Preservation Society
- Geri Ottoboni
- Joe Boogaart
- Christopher O'Rourke
- Martha Michaels
- Jennifer Rauesa
- Christopher Cole
- Adriana Moerkerkea
- Clarence Stevens
- Dave Haney, President, Coronado Foothills Estates Homeowners Association

They offered the following comments:

- The condition of Colossal Cave Road was unacceptable.
- Colossal Cave Road was the location of all Vail businesses, two schools and was a safety hazard.
- Additional funding for road repairs was an investment that would benefit the community as well as providing local construction jobs.
- Silverbell Road required resurfacing and RTA work was not scheduled for another 10 years.
- Silverbell Road was used as the bypass for Interstate 10, but had not been designed for eighteen wheel traffic or with weight limitations considered.
- Traffic on Silverbell Road increased while its condition continued to deteriorate.
- Due to road conditions on Colossal Cave Road School, bus maintenance costs were a concern for the Vail School District.
- The Vail School District Board have committed \$100,000 as their contribution to aid repairs to Colossal Cave Road.
- Student safety in the Colossal Cave Road area was a severe problem.
- The design of Colossal Cave Road no longer met the needs of the community.
- Spending reductions were needed to allow more funds for primary services.
- The County failed to implement a maintenance program throughout the last few decades.
- Priorities needed to be reevaluated.
- Poor road conditions have led to costly vehicle maintenance.
- Small neighborhood roads have also been neglected for years.
- Infrastructure needed to be a higher priority.
- Attempts to slow deterioration rather than rebuilding failing infrastructure had been a waste of money.
- Sound infrastructure was the basis for a healthy and growing community.

11. Pavement Preservation Project Allocations and Funding Approvals

Staff requests direction regarding expending the balance of the General Fund Pavement Repair Program approved by the Board and budget adoption for Fiscal Year 2013/14. (County Administrator)

Chuck Huckelberry, County Administrator, explained poor road conditions were not only a local problem but a statewide issue as evidenced by the Arizona Department of Transportation being unable to fund capital highway system expansion this year. He stated federal highway funds were also in jeopardy. He reported the legislature would be considering a bill that would halt the sweep of HURF funds but that would have little impact on the \$267 million of needed repairs in the unincorporated areas of Pima County.

Mr. Huckelberry spoke to the comments of the speakers and specified that the Vail area offered a unique problem due to its location between two major railroads crossings and the additional expenses that would be involved. He explained the combination of the Mountain View and Rincon Valley Benefit Areas was being explored to solve the Vail issue. He stated that alternatives for Silverbell Road were also being studied as the RTA project was 12 years away.

John Bernal, Deputy County Administrator, explained that the Transportation Department maintained a database which detailed the condition of roadways and had reviewed the entire network before making recommendations for the Pavement Preservation Program. He stated that largely the recommendations were for major arterial and collector roadways and in some instances local roads were considered.

Supervisor Bronson questioned the exclusion of Silverbell Road as it became the alternative route for I-10 and was not all weather.

Supervisor Elías stated that District 5 and some other Districts did not reap the same benefits when it came to General Fund expenditures for road repair as a majority of their constituents lived within the incorporated boundaries of other jurisdictions. He stated a tax inequity existed.

Supervisor Miller stated her staff had worked with the Department of Transportation to identify roads in District 1 that had the most dangerous conditions and most urgent need to create the second list of recommendations, and that one project had been completed and a second had begun.

Mr. Huckelberry stated that staff had reviewed the changes proposed by District 1, felt they would be fine for this fiscal year and cautioned that next year, maintenance to the major arterials would need to be addressed.

It was moved by Supervisor Elías and seconded by Supervisor Valadez to approve the original recommendations of staff for expending the balance of the General Fund Pavement Repair Program and to direct staff to develop a resolution for Colossal Cave Road. No vote was taken at this time.

Supervisor Valadez questioned the motion as the original Program recommendations could no longer be approved because of the completion and start of projects in District 1.

Supervisor Miller responded that the original recommendations were mainly for spray overlays and she requested more extensive treatments similar to those in the other Districts.

Supervisor Elías amended his motion to include that any monies left over from the funds originally allocated to District 1 from the Pavement Repair Program be applied to Colossal Cave Road. Supervisor Valadez accepted the amendment. No vote was taken at this time.

Supervisor Miller strongly objected to the amendment that would take the road repair money from District 1.

Supervisor Valadez noted that when the General Fund monies had been allocated for road repair, it had not been divided by District but had gone where needed for the arterial system used by all.

Upon roll call, the motion carried by a 4-1 vote, Supervisor Miller voted "Nay."

12. Increase In Pavement Preservation and Road Repair Funding

Identify spending reductions in the current Pima County budget in an effort to increase the pavement preservation and road repair funding allocation. Discussion/Vote. (District 1)

Supervisor Miller presented areas of the budget where approximately \$10 to \$15 million could be taken to finance road and bridge repairs. These areas included non-medical consultants, the cancellation of the remaining 1997 HURF Bonds, and the allocation to the University of Arizona Medical Center Health South. She questioned the use of the \$565 million HURF monies since 1997 and stated monies had been used for Department of Transportation salaries and overhead, and cited a mismanagement of funds.

Supervisor Carroll commented that any future bond election would be jeopardized should the 1997 HURF Bonds not be issued and that there were projects to be completed in all Districts.

Supervisor Miller maintained that through the Truth in Bonding Policy and with a 3-2 vote, Bond Funds could be reallocated or not issued.

Chuck Huckelberry, County Administrator, explained HURF revenues could be used for all purposes, including debt repayment, road repair, operation and maintenance of highways and administrative and engineering costs.

The Board directed staff to provide the following:

- A. A report that identifies roads with the highest average daily trips, the worst condition arterials, or that contain specific areas that posed serious public safety issues; cost estimates and suggestions moving forward for bringing the roads up to par; and identification of funding sources equitable to all Districts.
- B. A review of the spending reductions proposed by Supervisor Miller;
- C. An updated cost benefit analysis of non-medical consultants and service providers; and
- D. An overall analysis, from the 1997 Bonds to present by District, of how the HURF money has been spent which included both debt and maintenance.

COUNTY ADMINISTRATOR

13. Classification and Compensation

Development Services requests approval to create the following new classifications, associated costs will be borne by the department from within its current budget:

Class Code/Class Title/ Grade Code (Range)/ EEO Code/ FLSA Code

2618/ Zoning & Building Code Enforcement Inspector/ 51 (\$46,611-\$68,962)/ 1/ NE*

2622/ Zoning & Building Code Enforcement Supervisor/ 56 (\$52,478-\$77,708)/ 1/ E**

*NE = Not Exempt (paid overtime)

**E = Exempt (not paid overtime)

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

BOARD OF SUPERVISORS

14. Appeal of Review Officer's Decision

Pursuant to Board of Supervisor's Policy D 22.10, Russell R. Murphy, representing the Russell R. Murphy 401K Profit Sharing Plan f.b.o. Russell R. Murphy, appeals the decision of the Review Officer regarding the classification of Tax Parcel No. 108-12-5270 for tax year 2014.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Valadez and carried by a 4-0 vote, Supervisor Carroll absent for the vote, to close the public hearing and uphold the decision of the Review Officer.

CLERK OF THE BOARD

15. Proposed Redington Water Conservation District

- A. Pursuant to A.R.S. §48-2909, hearing on the petition to establish the proposed Redington Water Conservation District and determination of boundaries.
- B. RESOLUTION NO. 2014 - 13, of the Pima County Board of Supervisors, calling an election on a petition to establish the Redington Water Conservation District.

Chuck Huckelberry, County Administrator, stated that all of the implications and consequences of establishing the district had not been explored.

Andrew Smallhouse, petitioner, explained the purpose behind formation of the proposed district was to become eligible for reduced cost power and that they needed to meet an application deadline.

The Board postponed action on this item until the end of the meeting.

This item was reopened at the end of the meeting. Andrew Smallhouse withdrew the petition for the establishment of the Redington Water Conservation District. The Board directed staff to return the bond that had been posted.

In addition, Mr. Huckelberry suggested the County begin paying an increased portion of electrical costs for the County-owned A-7 Ranch, located within the area in question and operated by the petitioner. He also recommended the Board approach the Arizona Corporation Commission to encourage the creation of a ranching category to receive special electrical rates for well pumping related to ranching, especially during drought conditions.

FRANCHISE/LICENSE/PERMIT

16. Fireworks Permit

Denese Veek, Caterpillar, Inc., Tinaja Hills Training Facility, 5000 W. Caterpillar Trail, Green Valley, March 1 through March 7, 2014, at 8:00 p.m.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to close the public hearing and approve the permit.

17. Extension of Premises/Patio Permit

Donald James Royer, Tucson International Airport Fly Bar, 7250 S. Tucson Boulevard, Tucson, Permanent Extension of Premises.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Miller, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to close the public hearing, approve the permit and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

DEVELOPMENT SERVICES

18. Comprehensive Plan Amendment

The Board of Supervisors on November 19, 2013 and January 21, 2014, continued the following:

Co7-13-03, LAWRENCE C. LEUNG, INC. - N. THORNYDALE ROAD PLAN AMENDMENT

Request of Lawrence C. Leung, Inc., represented by Jim Portner, Projects International, Inc., to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) and Resource Transition (RT) to Neighborhood Activity

Center (NAC) and Medium Intensity Urban (MIU) for approximately 18.01 acres located on the southeast corner of N. Thornydale Road and W. Linda Vista Boulevard, in Section 20, T12S, R13E, in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 4-3 (Commissioners Richey, Bain and Johns voted "Nay," Commissioners Poulos, Holdridge and Membrilla were absent) to recommend DENIAL. Staff recommends APPROVAL SUBJECT TO REZONING POLICIES. (District 1)

Recommended Rezoning Policies:

1. Notwithstanding the land use designation on the Land Use Plan, areas which will not be removed from the 100-year floodplain through implementation of plans approved by the Pima County Regional Flood Control District and areas of Pima County Regulated Riparian Habitat shall revert to Resource Transition at the next appropriate annual plan amendment program period.
2. Post development floodplains and riparian habitat shall be preserved as open space and be identified on the rezoning preliminary development plan, subdivision plat, and development plan. This open space shall be protected by covenant and management responsibility shall be identified on the subdivision plat or development plan.
3. Due to the nearby location of Mountain View High School, uses permitted shall not include a drive-through restaurant, a restaurant without wait staff service, a convenience store, a gasoline service station combined with a convenience store, a confectionary store, an ice cream store, a refreshment stand, or uses consistent with an indoor amusement or recreational enterprise.
4. Future development shall be in full compliance with the Special Species Management Areas conservation objectives as established by the Conservation Lands System – Regional Environmental Element. Subsequent rezoning(s) will be considered in conformance with this policy when all of the following are met:
 - natural open space set-asides will either be provided entirely within the amendment area or as a combination of on-site and off-site areas;
 - the site areas of plan amendment cases Co7-13-04, 05, and 06 are not eligible to serve as off-site set-asides;
 - off-site set-aside areas are acceptable to the Pima County Planning Official or designee;
 - off-site set-aside areas are permanently protected as natural open space by a separately recorded legal instrument acceptable to the Pima County Planning Official or designee; and
 - the approximate minimum total natural open space (NOS) set-aside is 33 acres, the approximate minimum on-site NOS set-aside is 9 acres, and the approximate minimum off-site NOS set-aside is 24 acres (acreage may be adjusted accordingly if more than minimum on-site set-aside acreage is provided).

Arlan Colton, Planning Director, provided the staff report for Co7-13-03, Co7-13-04, Co7-13-05 and Co7-13-06. He noted the property owner and the Coalition for Sonoran Desert Protection had come to an agreement regarding all four properties and that new rezoning policies had been added to the conditions. He also conveyed the information from the Marana School District that all schools in the proposed area were currently under capacity. Mr. Colton stated that in each of the four cases numerous public comments from various property owners had been received, the majority were for Co7-13-06.

Jim Portner, Red Point Development, summarized the updated plan for set aside areas and the agreement with the Coalition for Sonoran Desert Protection.

The following speakers addressed the Board:

- Deslonde Lamb
- William Scott
- Judith Yoder
- Stacia Ringer, Huntington Ridge Linda Vista
- Carolyn Campbell, Coalition for Sonoran Desert Protection
- David Lutz
- Tom Webb
- Elizabeth Konto
- Ann Campbell
- Roy Crawford
- Pam Siebrandt
- Jed Benninghoff, Maya Court Homeowners Association
- Gilbert Williams
- Katherine Harper-Beckett
- Kenneth Fischer
- Hans Deweerdt
- Galen Deweerdt
- Rolf Ziegler

They offered the following comments:

- There were no compelling reasons to change the Comprehensive Plan.
- Current flooding issues would be exacerbated by development.
- Roads in the area were already over capacity.
- School capacity was a concern.
- The Coalition for Sonoran Desert Protection worked with the developer and was satisfied with the proposed set aside areas.
- Marana was destroying the Sonoran Desert with developments and needed to be pressured to adhere to the Sonoran Desert Conservation Plan.
- Explosive growth resulted in the need for more roads, bigger schools and more services, which had to be paid for by the taxpayer.
- The developer worked with neighbors to create an acceptable buffer area.
- A higher density population would have a negative effect on traffic, the habitat and the neighborhood.
- If Hardy Road was opened for ingress or egress, there would be an imminent domain issue.
- More housing in this area was not needed and profit was not a reason to destroy habitat.
- There was opposition to changing the Comprehensive Plan, not necessarily to development in general.
- Empty retail space was in abundance in the area and no more was needed.
- Neighborhoods were not represented in meetings between the developer and the Coalition for Sonoran Desert Protection.
- Off-site set asides would not benefit neighbors.
- The Planning and Zoning Commission voted to deny these four requests.

- People and quality of life should come before and above corporate profit and greed.
- Preservation of desert land was no longer an option but a necessity.

The following did not speak but attended in opposition:

- Will DeBoer
- Romy Phillips

The following did not speak but lent their support:

- Paul Green

It was moved by Supervisor Miller and seconded by Supervisor Elías to close the public hearing and approve Co7-13-03, subject to Rezoning Policies.

Chair Bronson offered an amendment that the motion reference and include Rezoning Policy No. 4 as recommended by staff. Supervisors Miller and Elías accepted the amendment to the motion. Upon roll call, the motion unanimously carried by a 5-0 vote.

19. **Comprehensive Plan Amendment**

The Board of Supervisors on November 19, 2013 and January 21, 2014, continued the following:

Co7-13-04, PACIFIC INTERNATIONAL PROPERTIES, L.L.P. - N. THORNYDALE ROAD PLAN AMENDMENT

Request of Pacific International Properties, L.L.P., represented by Jim Portner, Projects International, Inc., to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) to Neighborhood Activity Center (NAC) and Medium Intensity Urban (MIU) for approximately 54.95 acres located on the northwest corner of N. Thornydale Road and W. Cortaro Farms Road, in Section 30, T12S, R13E, in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 4-3 (Commissioners Richey, Bain and Johns voted, "Nay," Commissioners Poulos, Holdridge and Membrila were absent) to recommend DENIAL. Staff recommends APPROVAL SUBJECT TO REZONING POLICIES. (District 1)

Recommended Rezoning Policies:

1. Post development floodplains and riparian habitat shall be preserved as open space and be identified on the rezoning preliminary development plan, subdivision plat, and development plan. This open space shall be protected by covenant and management responsibility shall be identified on the subdivision plat or development plan.
2. Future development shall be in full compliance with the Special Species Management Areas conservation objectives as established by the Conservation Lands System – Regional Environmental Element. Subsequent rezoning(s) will be considered in conformance with this policy when all of the following are met:
 - natural open space set-asides will be provided entirely within the amendment area;
 - the site areas of plan amendment cases Co7-13-03, 05, and 06 are not eligible to serve as off-site set-asides;

- the approximate minimum total natural open space (NOS) set-aside is 46 acres, the approximate minimum on-site NOS set-aside is 46 acres, and the approximate minimum off-site NOS set-aside is 0 acres.

(Clerk's Note: See Minute Item No. 18 for additional discussion regarding this case.)

It was moved by Supervisor Miller, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to close the public hearing and approve Co7-13-04, subject to the original Rezoning Policy No. 1 and the additional Rezoning Policy No. 2, as amended by staff.

20. **Comprehensive Plan Amendment**

The Board of Supervisors on November 19, 2013 and January 21, 2014, continued the following:

Co7-13-05, MANDARIN ASSOCIATES - N. THORNYDALE ROAD PLAN AMENDMENT

Request of Mandarin Associates, represented by Jim Portner, Projects International, Inc., to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) and Resource Transition (RT) to Medium Intensity Urban (MIU) for approximately 17.77 acres located at the northwest corner of N. Thornydale Road and W. Magee Road, in Section 30, T12S, R13E, in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 4-3 (Commissioners Richey, Bain and Johns voted "Nay," Commissioners Poulos, Holdridge and Membrila were absent) to recommend DENIAL. Staff recommends APPROVAL SUBJECT TO REZONING POLICIES. (District 1)

Recommended Rezoning Policies:

1. Notwithstanding the land use designation on the Land Use Plan, areas which will not be removed from the 100-year floodplain through implementation of plans approved by the Pima County Regional Flood Control District and areas of Pima County Regulated Riparian Habitat shall revert to Resource Transition at the next appropriate annual plan amendment program period.
2. Post development floodplains and riparian habitat shall be preserved as open space and be identified on the rezoning preliminary development plan, subdivision plat, and development plan. This open space shall be protected by covenant and management responsibility shall be identified on the subdivision plat or development plan.
3. Future development shall be in full compliance with the Special Species Management Areas conservation objectives as established by the Conservation Lands System – Regional Environmental Element. Subsequent rezoning(s) will be considered in conformance with this policy when all of the following are met:
 - natural open space set-asides will either be provided entirely within the amendment area or as a combination of on-site and off-site areas;
 - the site areas of plan amendment cases Co7-13-03, 04, and 06 are not eligible to serve as off-site set-asides;
 - off-site set-aside areas are acceptable to the Pima County Planning Official or designee;
 - off-site set-aside areas are permanently protected as natural open space by a separately recorded legal instrument acceptable to the Pima County Planning Official or designee; and

- the approximate minimum total natural open space (NOS) set-aside is 38 acres, the approximate minimum on-site NOS set-aside is 7 acres, and the approximate minimum off-site NOS set-aside is 31 acres (acreage may be adjusted accordingly if more than minimum on-site set-aside acreage is provided).

(Clerk's Note: See Minute Item No. 18 for additional discussion regarding this case.)

It was moved by Supervisor Miller, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to close the public hearing and approve Co7-13-05, subject to the original Rezoning Policy Nos. 1 and 2, and the additional Rezoning Policy No. 3.

21. **Comprehensive Plan Amendment**

The Board of Supervisors on November 19, 2013 and January 21, 2014, continued the following:

Co7-13-06, HARDY-THORNYDALE I ASSOCIATES, ET AL. - W. HARDY ROAD PLAN AMENDMENT

Request of Hardy-Thornycastle I Associates, et al., represented by Jim Portner, Projects International, Inc., to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) to Medium Intensity Urban (MIU) for approximately 30.0 acres located on the south side of W. Hardy Road, approximately 1,300 feet east of N. Thornycastle Road, in Section 29, T12S, R13E, in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 6-1 (Commissioner Richey voted "Nay," Commissioners Poulos, Holdridge and Membrilla were absent) to recommend DENIAL. Staff recommends APPROVAL SUBJECT TO REZONING POLICIES. (District 1)

Recommended Rezoning Policies:

1. Post development floodplains and riparian habitat shall be preserved as open space and be identified on the rezoning preliminary development plan and subdivision plat or development plan. This open space shall be protected by covenant and management responsibility identified on the subdivision plat or development plan.
2. Future development shall be in full compliance with the Special Species Management Areas conservation objectives as established by the Conservation Lands System – Regional Environmental Element. Subsequent rezoning(s) will be considered in conformance with this policy when all of the following are met:
 - natural open space set-asides will either be provided entirely within the amendment area or as a combination of on-site and off-site areas;
 - the site areas of plan amendment cases Co7-13-03, 04, and 05 are not eligible to serve as off-site set-asides;
 - off-site set-aside areas are acceptable to the Pima County Planning Official or designee;
 - off-site set-aside areas are permanently protected as natural open space by a separately recorded legal instrument acceptable to the Pima County Planning Official or designee; and
 - the approximate minimum total natural open space (NOS) set-aside is 75 acres, the approximate minimum on-site NOS set-aside is 10 acres, and the approximate minimum off-site NOS set-aside is 65 acres (acreage may be adjusted accordingly if more than minimum on-site set-aside acreage is provided). Post development floodplains and riparian habitat shall be preserved as open space and be

(Clerk's Note: See Minute Item No. 18 for additional discussion regarding this case.)

It was moved by Supervisor Miller, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to close the public hearing and approve Co7-13-06, subject to the original Rezoning Policy No. 1 and the addition of Rezoning Policy No. 2.

22. **Rezoning**

Co9-13-09, TITLE SECURITY OF ARIZONA TR 2055 - TANQUE VERDE ROAD REZONING

Request of Title Security of Arizona TR 2055, represented by The WLB Group, Inc., for a rezoning of approximately 41 acres from SR (Suburban Ranch) to CR-1 (Single Residence Zone) and for a rezoning of approximately 81.5 acres from SR (Suburban Ranch) to SR® (Suburban Ranch)(Restricted). The property is located on the north side of Tanque Verde Road approximately 2400 feet east of Houghton Road. The proposed rezoning conforms to the LIU 0.3, LIU 1.2 and RT Comprehensive Plan designations. On motion, the Planning and Zoning Commission voted 8-1 (Commissioner Membrilla voted "Nay," Commissioner Holdridge abstained (abstention counts as "Yes" vote) and Commissioner Neeley was absent) to recommend APPROVAL WITH STANDARD AND SPECIAL CONDITIONS AS AMENDED. Staff recommends APPROVAL WITH STANDARD AND SPECIAL CONDITIONS. (District 4)

Completion of the following requirements within **five** years from the date the rezoning request is approved by the Board of Supervisors:

1. Submittal of a development plan if determined necessary by the appropriate County agencies.
2. Recording of a covenant holding Pima County harmless in the event of flooding.
3. Recording of the necessary development related covenants as determined appropriate by the various County agencies.
4. Provision of development related assurances as required by the appropriate agencies.
5. Prior to the preparation of the development related covenants and any required dedication, a title report (current to within 60 days) evidencing ownership of the property shall be submitted to the Development Services Department.
6. There shall be no further lot splitting or subdividing of residential development without the written approval of the Board of Supervisors.
7. Transportation: The property is limited to one access point on Tanque Verde Road as shown on the preliminary development plan.
8. Regional Flood Control District:
 - A. Prior to development the property owner shall submit to the Pima County Flood Regional Control District; a drainage report including Hydraulic Analysis, Conditional Letter of Map Revision, and Riparian Mitigation Plan for review and approval that addresses the impacts of development to the federally mapped floodplain and local area drainage and to determine maximum encroachment limits, building sites, elevations and setbacks.
 - B. Maximum encroachment limits shall be shown on the plat.
 - C. First flush retention shall be provided within previously disturbed areas.
 - D. Post-development floodplains and flood control improvements shall be in common area.
 - E. Post development riparian habitat including mitigation areas as shown on the Riparian Habitat Mitigation Plan associated with the plat shall be set-aside as separate common area parcels or as easements within residential parcels to the Homeowner's Association for riparian habitat preservation, mitigation and monitoring.

- F. All-weather access shall be provided to all lots to meet concurrency requirements.
 - G. Water conservation measures identified in the Preliminary Integrated Water Management Plan shall be implemented with the development. Where necessary, some measures may also be required to be included in the project's CC&Rs and a Final Integrated Water Management shall be submitted to the District for review and approval at the time of development.
 - H. With the exception of the installation of the water harvesting basin, erosion protection, and riparian mitigation plantings within the common/riparian mitigation area, uses of the common/riparian mitigation area are prohibited and shall be established by a recorded covenant with the home owners association or dedicate the area to Pima County Regional Flood Control District. Maintenance of the improvements identified above is allowable.
 - I. Owner/developer to install a water harvesting basin and plantings within the basin in accordance with the approved subdivision plat and riparian mitigation plan.
9. Environmental Planning:
- A. Upon the effective date of the Ordinance, the owner(s)/developer(s) shall have a continuing responsibility to remove invasive non-native species from the property, including those below. Acceptable methods of removal include chemical treatment, physical removal, or other known effective means of removal. This obligation also transfers to any future owners of property within the rezoning site and Pima County may enforce this rezoning condition against the property owner. Prior to issuance of the certificate of compliance, the owner(s)/developer(s) shall record a covenant, to run with the land, memorializing the terms of this condition.
 - B. Maintenance of Common Area by Association: The HOA shall be responsible for the removal of invasive non-native plant species, including those listed below, from Common Areas.
 - C. Maintenance of Lots by Owners: Lot Owners shall keep private lots free of invasive non-native plant species, including those listed below.

Invasive Non-Native Plant Species Subject to Control

<i>Ailanthus altissima</i>	Tree of Heaven
<i>Alhagi pseudalhagi</i>	Camelthorn
<i>Arundo donax</i>	Giant reed
<i>Brassica tournefortii</i>	Sahara mustard
<i>Bromus rubens</i>	Red brome
<i>Bromus tectorum</i>	Cheatgrass
<i>Centaurea melitensis</i>	Malta starthistle
<i>Centaurea solstitialis</i>	Yellow starthistle
<i>Cortaderia</i> spp.	Pampas grass
<i>Cynodon dactylon</i>	Bermuda grass (exclude sod hybrid)
<i>Digitaria</i> spp.	Crabgrass
<i>Elaeagnus angustifolia</i>	Russian olive
<i>Eragrostis</i> spp.	Lovegrass (exclude <i>E. intermedia</i> , plains lovegrass)
<i>Melinis repens</i>	Natal grass
<i>Mesembryanthemum</i> spp.	Iceplant
<i>Peganum harmala</i>	African rue
<i>Pennisetum ciliare</i>	Buffelgrass
<i>Pennisetum setaceum</i>	Fountain grass
<i>Rhus lancea</i>	African sumac
<i>Salsola</i> spp.	Russian thistle
<i>Schinus</i> spp.	Pepper tree
<i>Schismus arabicus</i>	Arabian grass
<i>Schismus barbatus</i>	Mediterranean grass
<i>Sorghum halepense</i>	Johnson grass
<i>Tamarix</i> spp.	Tamarisk

- D. This project will provide no less than 79% of the on-site area that as of January 2014 is designated as Biological Core Management Area as natural or enhanced open space. Grading on Lots 3-39, 47, and 48 will not exceed 12,500 square feet. Grading on lots 50 and 51 will not exceed 43,560 square feet. A maximum grading limit for Lots 1, 2, 40-46, and 49 will be individually determined prior to the approval of the tentative plat. Maximum grading limits for each lot will be recorded on the final plat; in subdivision covenants, conditions, and restrictions; and as deed restrictions.
10. Regional Wastewater Reclamation:
- A. The owner/developer shall not construe any action by Pima County as a commitment to provide sewer service to any new development within the rezoning area until Pima County executes an agreement with the owner/developer to that effect.
- B. The owner/developer shall obtain written documentation from the Pima County Regional Wastewater Reclamation Department (PCRWRD) that treatment and conveyance capacity is available for any new development within the rezoning area, no more than 90 days before submitting any tentative plat, development plan, preliminary sewer layout, sewer improvement plan, or request for building permit for review. Should treatment and/or conveyance capacity not be available at that time, the owner/developer shall enter into a written agreement addressing the option of funding, designing and constructing the necessary improvements to Pima County's public sewerage system at his or her sole expense or cooperatively with other affected parties. All such improvements shall be designed and constructed as directed by the PCRWRD.
- C. The owner/developer shall time all new development within the rezoning area to coincide with the availability of treatment and conveyance capacity in the downstream public sewerage system.
- D. Unless authorized and approved by the Pima County Department of Environmental Quality to utilize on-site sewage disposal facilities within the rezoning area, the owner/ developer shall connect all development within the rezoning area to Pima County's public sewer system at the location and in the manner specified by the PCRWRD in its capacity response letter and as specified by PCRWRD at the time of review of the tentative plat, development plan, preliminary sewer layout, sewer construction plan, or request for building permit.
- E. The owner/developer shall fund, design and construct all off-site and on-site sewers necessary to serve the rezoning area, in the manner specified at the time of review of the tentative plat, development plan, preliminary sewer layout, sewer construction plan or request for building permit.
- F. The owner/developer shall complete the construction of all necessary public and/or private sewerage facilities as required by all applicable agreements with Pima County, and all applicable regulations, including the Clean Water Act and those promulgated by ADEQ, before treatment and conveyance capacity in the downstream public sewerage system will be permanently committed for any new development within the rezoning area.
11. Environmental Quality: In accordance with Pima County Code 7.21.027.A no on-site disposal system shall be approved or installed on a single-family residential lot of less than one acre (43,560 sq.ft.), including easements and designated rights-of-way.
12. Adherence to the preliminary development plan as approved at public hearing.
13. Approximately 60 acres of natural conservation area as depicted in the preliminary development plan is to be dedicated to Pima County Regional Flood Control District.
14. Residences on lots 1-49 are limited to one-story and a maximum height of 22 feet.
15. No structures, walls or fences allowed within the riparian/natural areas of individual lots.
16. The property owner will work with staff and the Coalition for the Sonoran Desert Protection regarding outdoor lighting and the plant palette for the enhanced vegetation in the Riparian Habitat Mitigation Areas and issues related to facilitating wildlife movement throughout the property, including across the entrance road.

17. Common open space will be maximized between the building envelopes and the Agua Caliente wash on lots 1-23.
18. The developer will provide public access to the Pima County trail head on the southwest side of the property in a manner acceptable to Pima County staff.
19. In the event the subject property is annexed, the property owner shall adhere to all applicable rezoning conditions, including, but not limited to, development conditions which require financial contributions to, or construction of infrastructure, including without limitation, transportation, flood control, or sewer facilities.
20. The property owner shall execute and record the following disclaimer regarding Proposition 207 rights. "Property Owner acknowledges that neither the rezoning of the Property nor the conditions of rezoning give Property Owner any rights, claims or causes of action under the Private Property Rights Protection Act (Arizona Revised Statutes Title 12, chapter 8, article 2.1). To the extent that the rezoning or conditions of rezoning may be construed to give Property Owner any rights or claims under the Private Property Rights Protection Act, Property Owner hereby waives any and all such rights and/or claims pursuant to A.R.S. § 12-1134(I)."
21. Free-ranging domestic animals will be prohibited in the subdivision by placing a restriction in the subdivision Covenants, Conditions, and Restrictions (CCR's).

Chris Poirier, Assistant Planning Director, provided the staff report. He noted there had been a significant amount of public comment, however a super majority had not been triggered for this request.

Rob Longaker, The WLB Group, explained that meetings had been held with neighbors and the Coalition for Sonoran Desert Protection to address concerns regarding the project and that they were in agreement with the conditions recommended by staff.

The following speakers addressed the Board:

- George Chomiak
- Pam Minor
- Carolyn Campbell, Coalition for Sonoran Desert Protection

They provided the following comments:

- The developer had been understanding and accommodating to neighbor concerns.
- The development would cut off equestrian access to Agua Caliente Wash.
- The proposed rezoning would be in compliance with conservation land system goals if approved with the conditions recommended by the Planning and Zoning Commission.
- Allowing free ranging domestic animals in the subdivision would be incompatible with the projected Riparian habitat. A condition prohibiting this may have been overlooked by the Planning and Zoning Commission because they felt it would be addressed in the Covenants, Conditions and Restrictions.

It was moved by Supervisor Carroll and seconded by Supervisor Miller to close the public hearing and approve Co9-13-09, with standard and special conditions. Supervisor Elías offered an amendment to the motion requiring the Covenants, Conditions and Restrictions (CCR's) include a condition prohibiting free ranging domestic animals. Supervisors Carroll and Miller accepted the amendment to the motion. The motion unanimously carried by a 5-0 vote.

23. Modification of Rezoning Conditions

Co9-96-65, Fidelity National Title Agency Trust No. 10589 - Los Reales Road Rezoning

Request of Commonwealth Mortgage Company, represented by American Design Consultants, L.L.C., for a waiver of the rezoning Condition No. 9 which prohibits direct access to Comstock Road unless combined at the property line of Lot 1 and Lot 2 of Los Reales Industrial Subdivision or which otherwise allows access to the subject Lot 2 to be combined with the property adjacent to the west which has access to Los Reales Road via the approved rezoning preliminary development plan for rezoning case Co9-04- 11. The applicant proposes direct and exclusive access for Lot 2 to Comstock Road as originally planned within the referenced subdivision. The subject property is approximately one acre zoned CI-2 (General Industrial) and is located on the west side of Comstock Road, approximately 180 feet north of Los Reales Road. Staff recommends APPROVAL of the waiver of rezoning Condition No. 9. (District 2)

Chris Poirier, Assistant Planning Director, provided the staff report and stated no public comment had been received.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Valadez, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to close the public hearing and approve Co9-96-65.

24. Comprehensive Plan Amendment Resolution

RESOLUTION NO. 2014 - 14, Co7-13-01, Sabino Canyon Road Properties, L.L.C. - North Sabino Canyon Road Plan Amendment. Owner: Sabino Canyon Road Properties, L.L.C. (District 1)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Resolution.

25. **Comprehensive Plan Amendment Resolution**

RESOLUTION NO. 2014 - 15, Co7-13-02, Smith Virgil B. Revocable Living Trust - S. Freeman Road Alignment Plan Amendment. Owner: Smith, Virgil B. Revoc Living Trust. (District 4)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Resolution.

TRANSPORTATION

26. **Traffic Resolution**

RESOLUTION NO. 2014 - 16, of the Board of Supervisors of Pima County, Arizona, providing for the establishment of Hughes Access Road, S. Hughes Access Road and Alvernon Way as County Highways situated within the incorporated limits of the City of Tucson, Sections 31, 32, 33 and 28, T15S, R14E, G&SRM, Pima County, Arizona. Staff recommends APPROVAL. (District 2)

Chuck Huckelberry, County Administrator, stated the Resolution was a legal requirement and the first step to establish and relocate the roadway which would allow Raytheon to operate without waivers by complying to buffer zone requirements, as well as to consider future expansion.

The following speakers addressed the Board in support of the Resolution:

- Steve Eggen, Tucson Regional Economic Opportunities
- Harold Ashton, DM 50 and Chairman of the Board, Ashton Company
- Sarah Smallhouse
- Tom McGovern, Tucson Metro Chamber of Commerce and Chair, Infrastructure Committee for the Southern Arizona Leadership Council
- Mike Grassinger, Southern Arizona Defense Alliance and President, DM 50
- Joe Snell, President and CEO, Tucson Regional Economic Opportunities

The following did not speak but lent their support:

- Steve Huffman
- David Welsh
- Judy Patrick

Supervisor Miller expressed concern that she was not aware of any recent communication with Raytheon regarding this relocation and there had been no indication of future commitments. She stated she could not vote to build this new road without investment guarantees while current roads were in need of repair.

It was moved by Supervisor Valadez and seconded by Supervisor Elías to close the public hearing and adopt the Resolution. Upon roll call, the motion carried by a 4-1 vote, Supervisor Miller voted “Nay.”

27. Traffic Resolution

RESOLUTION NO. 2014 - 17, of the Board of Supervisors, permitting the temporary closure of McCain Loop in the Tucson Mountain Park in Pima County, Arizona, for the Tucson Bicycle Classic on Friday, March 14, 2014. Staff recommends APPROVAL. (District 3)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Resolution.

COUNTY ADMINISTRATOR

28. Purchase of Right-of-Way Across State Trust Land for Base of Wildlife Bridge to Cross Oracle Road

Staff recommends approval of a General Fund allocation in the amount of \$175,317.00 for the purchase of 13 acres for a perpetual right-of-way across State Trust Land at auction on March 11, 2014, to facilitate the construction of the Oracle Road Wildlife Bridge.

Supervisor Miller objected to the use of General Fund monies rather than Regional Transportation Authority funding or some other source for wildlife linkages.

It was moved by Supervisor Elías, seconded by Supervisor Carroll and carried by a 4-1 vote, Supervisor Miller voted “Nay,” to approve this item.

CONTRACT AND AWARD

29. Procurement

Sundt Construction, Inc., Amendment No. 14, to provide construction manager at risk services for the Downtown Court Complex and amend scope of work, Certificates of Participation, contract amount \$14,685,472.00 (CT-FM-11042215-P) Facilities Management

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

TRANSPORTATION

30. Traffic Resolution

RESOLUTION NO. 2014 - 18, of the Board of Supervisors, permitting the intermittent temporary closure of General Hitchcock Highway in Pima County, Arizona, for the Garmin International film shoot from Monday, February 17, 2014 to Friday, February 21, 2014. Staff recommends APPROVAL. (District 4)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Valadez, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Resolution.

CONSENT CALENDAR

31. Call to the Public (for Consent Calendar items only)

The Chair inquired whether anyone wished to address the Board on any item listed on the Consent Calendar. No one appeared.

32. Approval of the Consent Calendar

Supervisor Elías moved to approve the Consent Calendar in its entirety. The motion was withdrawn.

It was then moved by Supervisor Miller, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to pull Consent Calendar Item No. 7 for separate discussion and vote.

PULLED FOR SEPARATE ACTION BY SUPERVISOR MILLER

Procurement

7. Award

Low Bid: Award of Contract, Solicitation No. 121885, in the amount of \$1,654,944.00 to the lowest responsive bidder, Southern Arizona Paving and Construction Co. (Headquarters: Tucson, AZ) for the construction of the Countywide Overlay South Project. The contract term is nine months with the ability to extend the term for contract completion. Construction is to be complete within 90 working days from Notice to Proceed. Funding Source: County DOT-41 HURF Fund. Administering Department: Transportation.

Supervisor Miller requested clarification regarding the creation and purpose of the DOT-41 HURF Fund.

Chuck Huckelberry, County Administrator, provided a brief background and explained the fund had been created by Board of Supervisors action several years ago for use in District 2.

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

* * *

It was then moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to approve the remainder of the Consent Calendar.

* * *

CONTRACT AND AWARD

Community Development and Neighborhood Conservation

1. Old Pueblo Community Services Foundation, Amendment No. 1, to provide for the Facility Renovations Project, extend contract term to 9/30/14 and amend contractual language, CDBG Fund, contract amount \$8,000.00 (CT-CD-13-546)

Community Services, Employment and Training

2. Yuma Private Industry Council, Inc., Amendment No. 1, to provide for the H1-B Technical Skills Training Program and extend contract term to 12/31/14, no cost (CT-CS-13-405)
3. Goodwill Industries of Southern Arizona, Inc., to provide for the Youth Case Management One Stop Staff Project, US DOL and ADES WIA Grant Funds and other workforce funds, contract amount \$61,363.00 (CT-CS-14-296)
4. Literacy Connects, Amendment No. 2, to provide for the Literacy Services Project, extend contract term to 6/30/14 and amend scope of work, US DOL, contract amount \$44,000.00 (MA-CS-13-416)

Procurement

5. KE&G Construction, Inc., Amendment No. 2, to provide construction manager at risk services for the South Rillito West Central Interceptor Rehabilitation Project and amend contractual language, RWRD Obligation Fund, contract amount \$12,159,596.87 (CT-WW-14-144) Regional Wastewater Reclamation

6. Durazo Construction Corp., Lloyd Construction Company, Inc. and M. Anderson Construction Corp., Amendment No. 2, to provide a job order master agreement for park development services and extend contract term to 2/21/15, General Fund (15%), CDBG Grant Fund (15%), Various Capital Project Funds (70%), contract amount not to exceed \$500,000.00 (MA-PR-12-447) Natural Resources, Parks and Recreation
7. **Award**
Low Bid: Award of Contract, Solicitation No. 121885 (PULLED FOR SEPARATE ACTION)

School Superintendent

8. Arizona Supreme Court and Pima County Superior Court, to provide for educational and professional development services to the Pima Accommodation School District, Federal Education Grant Funds, contract amount \$121,196.92 revenue (CTN-SS-14-122)

BOARD, COMMISSION AND/OR COMMITTEE

9. **Pima Vocational High School Board**
Appointment of Dalila Perez, to fill the vacancy created by Celina Somoza. Term expiration: 7/31/17. (Board recommendation)

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

10. Brandon Joseph Howell, Habitat for Humanity Tucson, Hacienda Del Sol Guest Ranch Resort, 5501 N. Hacienda Del Sol Road, Tucson, February 19, 2014.

ELECTIONS

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

APPOINTMENTS-PRECINCT-PARTY

Miguel A. Cuevas-064-DEM; James C. Burton-140-DEM

PROCUREMENT

12. **Quarterly Contracts Report - 4th Quarter 2013**
Pursuant to Pima County Code, Section 11.08.010, staff submits the quarterly report on contracts awarded from October 1, 2013 through December 31, 2013.

SUPERIOR COURT

13. Judge Pro Tempore Appointment

Appointment of George A. Dunscomb as Judge Pro Tempore of the Pima County Consolidated Justice Court for the period of February 18, 2014 through June 30, 2014.

TREASURER

14. Certificates of Clearance

Pursuant to A.R.S. §42-19118, staff requests approval of the following:

Unsecured Mobile Homes:	\$33,235.92
Business Personal Property:	<u>\$220,581.65</u>
TOTAL Unsecured Personal Property:	\$253,817.57

15. Certificate of Removal and/or Abatement

Pursuant to A.R.S. §42-18353, staff requests approval of the Certificates of Removal and/or Abatement for the following:

Real Property	Abatement No. 400271	\$17,180.44
Personal Property	Abatement Nos. 500902 - 500945	<u>\$25,725.88</u>
	TOTAL	\$42,906.32

RATIFY AND/OR APPROVE

16. Minutes: January 21, 2014

* * *

33. CALL TO THE PUBLIC

Bob Dorson addressed the Board regarding waste and transparency in government.

Dave Haney spoke to the Board regarding the condition of the infrastructure.

Mary Murphy addressed the Board regarding Green Valley and other issues.

34. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 3:51 p.m.

ATTEST:

CHAIR

CLERK

DRAFT