

**MEETING SUMMARY REPORT - THE MINUTES WILL BE POSTED
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SUPERVISORS**

**Pima County Board of Supervisors' Meeting
130 W. Congress St., Hearing Room, 1st Fl.
January 19, 2016 9:00 a.m.**

1. ROLL CALL

2. INVOCATION

To be offered by Reverend Larry DeLong, Valley Presbyterian Church.

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

PRESENTATION/PROCLAMATION

- 5.** Presentation of a proclamation to recognize and commend the winner and the runners-up in the Taking Action Against Graffiti (TAAG) Poster Contest. Winner: Bethany Fierro. Runners up: Mariyah Cañedo, Hailey Myers, Jillian Smith and Gianna Alvarenga.

approve

- 6.** Presentation of a proclamation to Mindae Russell, Director; and Erin Coulter, Digital Communications Manager; Salpointe Catholic High School Advancement Office proclaiming the day of Thursday, January 28, 2016 to be:
"SISTER JEANNE BARTHOLOMEAUX DAY"

approve

7. CALL TO THE PUBLIC

8. APPROVAL OF CONSENT CALENDAR

BOARD OF SUPERVISORS

9. **Renewal of Rillito Racing, Inc. Contract**
Discussion/Action for renewal of Rillito Racing, Inc., Contract No. CT-ED-14-537, for a term dating from June 30, 2015 on the same terms and conditions to conduct racing for the planned Winter Meet with the opening day scheduled for January 30, 2016. (District 3)

approve as amended

HUMAN RESOURCES

10. **Classification/Compensation**
The Health Department requests approval to create the following new classification, associated costs will be borne by the department from within its current budget:

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

7548 / Nurse Practitioner - Unclassified / U4(\$67,620-\$149,989) / 2 / E*

*E = Exempt (not paid overtime)

approve

*** HEARINGS ***

FRANCHISE/LICENSE/PERMIT

11. (Clerk's Note: See Sheriff's Report.)
Hearing - Liquor License
12104403, James C. Counts, Nimbus Brewing Company, 3850 E. 44th Street, No. 138, Tucson, Series 12, Restaurant, New License.

approve

HEALTH

12. (Clerk's Note: Staff requests this item be removed from the agenda, it will be re-advertised for a future hearing.)

Hearing - Code Text Amendment

ORDINANCE NO. 2016 - 5, of the Board of Supervisors, relating to the regulation of tobacco retail sales; amending the Pima County Code by adding a new chapter 8.52.

remove from the agenda

13.

Hearing - Code Text Amendment

ORDINANCE NO. 2016 - 6, of the Board of Supervisors, relating to animals; amending Pima County Code Chapter 6.04 to allow enforcement of the County rabies vaccination requirement; amend senior citizen, service dog and law enforcement working dog exemptions and eliminating certain unaltered dog license provisions.

approve

DEVELOPMENT SERVICES

14.

Hearing - Rezoning

P15RZ00001, LAWRENCE C. LUENG, INC. - N. THORNYDALE ROAD REZONING

Request of Lawrence C. Lueng, Inc., represented by Projects International, Inc., for a rezoning of approximately 18.01 acres from the SR (Suburban Ranch) zone to the CR-4 (Mixed Dwelling Type) (5 acres) and CR-5 (Multiple Residence) (13.01 acres) zone, on property located at the southeast corner of N. Thornydale Road and W. Linda Vista Boulevard. The proposed rezoning conforms to the Pima County Comprehensive Plan which designates the property for Neighborhood Activity Center (5 acres) and Medium Intensity Urban (13.01 acres). On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Cook and Peabody were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 1)

approve as amended

15.

Hearing - Rezoning

P15RZ00003, HARDY-THORNYDALE 1 ASSOCIATES, ET AL. - W. HARDY ROAD REZONING

Request of Hardy-Thornydale 1 Associates, et al., represented by Projects International, Inc., for a rezoning of approximately 30 acres from the SR (Suburban Ranch) zone to the CR-5 (Multiple Residence) zone, on property located on the south side of W. Hardy Road, approximately 1,300 feet east of N. Thornydale Road. The proposed rezoning conforms to the Pima County Comprehensive Plan which designates the property for Medium Intensity Urban. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Cook, Membrila and Peabody were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 1)

approve as amended

16.

Hearing - Rezoning

**P15RZ00004, MANDARIN ASSOCIATES - N. THORNYDALE ROAD
REZONING**

Request of Mandarin Associates, represented by Projects International, Inc., for a rezoning of approximately 17.77 acres from the SR (Suburban Ranch) zone to the CR-5 (Multiple Residence) zone, on property located at the northwest corner of N. Thornydale Road and W. Magee Road. The proposed rezoning conforms to the Pima County Comprehensive Plan which designates the property for Medium Intensity Urban. On motion, the Planning and Zoning Commission voted 6-1 (Commissioner Holdridge voted Nay, Commissioners Peabody, Membrila and Cook were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 1)

approve

17.

Hearing - Rezoning

**P15RZ00005, PACIFIC INTERNATIONAL PROPERTIES, L.L.P. -
NORTH THORNYDALE ROAD REZONING**

Request of Pacific International Properties, L.L.P., represented by Jim Portner, Projects International, Inc., for a rezoning of approximately 8.19 acres from the SR (Suburban Ranch) zone to the CB-1 (Local Business) zone, and approximately 46.7 acres from the SR (Suburban Ranch) zone to the SR® (Suburban Ranch - Restricted) zone, on property located at the northwest corner of the intersection of N. Thornydale Road and W. Cortaro Farms Road. 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 7-0 (Commissioners Cook, Membrila and Peabody were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 1)

approve as amended

18.

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)

Meeting date: 2/2/2016

continue

19.

Hearing - Plat Note Waiver

Co12-72-112, RANCHO DEL SOL LINDO (LOT 348)

Request of Ricky and Julie Stephenson, for a waiver of plat note No. 15 for Lot 348 of the Rancho del Sol Lindo Subdivision, Lots 123 thru 438 (Bk. 25, Pg. 47) which states, "Density will be no more than one mobile home per lot until public sewers are available." The applicant requests to place a second dwelling on the lot which is approximately 1.02 acres zoned SH (Suburban Homestead) and is located on the south side of Calle Carmela, approximately 340 feet east of Derringer Road and 2,050 feet west of Anway Road. Staff recommends **APPROVAL SUBJECT TO CONDITIONS**. (District 3)

approve

20.

Hearing - Rezoning Ordinance

ORDINANCE NO. 2016 - 7, Co9-15-02, PRF3, L.L.C. - W. Briar Rose Land Rezoning. Owner: PRF3, L.L.C. (District 1)

approve

21.

Hearing - Rezoning Ordinance

ORDINANCE NO. 2016 - 8, P15RZ00002, Jewell Revoc TR - N. Hidden Valley Road Rezoning. Owner: Jewell Revoc TR. (District 1)

approve

22.

ADJOURNMENT

ADDENDUM 1

EXECUTIVE SESSION

1. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Pima County v. Rosemont Copper Company, Pima County Superior Court Case No. C20151842.

proceed as discussed

2. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Michael Schuoler v. Christopher Nanos, et al., Pima County Superior Court Case No. C20140079.

proceed as discussed

BOARD OF SUPERVISORS

3. **Legislative District 9**
Appointment to fill the vacancy in the Arizona House of Representatives, Legislative District 9.

approve

4. **Trans Pacific Partnership**
RESOLUTION NO. 2016 - **2**, of the Board of Supervisors, opposing the proposed Trans Pacific Partnership, any similar new trade agreements, and the extension of disastrous past trade agreements. (District 5)

approve

COUNTY ADMINISTRATOR

5. **World View Enterprises, Inc., Corporate Headquarters in the County Aerospace, Defense and Technology Research and Business Park**
Staff recommends the following:
 1. Approve the Lease/Purchase Agreement, including the Purchase Option, between Pima County and World View Enterprises, Inc., for the development of their manufacturing and administrative headquarters in the Aerospace, Defense and Technology Business and Research Park. The Lease/Purchase Agreement contains a provision for a separate first right of refusal purchase option for six acres immediately west of World View's manufacturing and administration complex for future expansion.
 2. Approve the issuance of Certificates of Participation in an amount

not to exceed \$15 million for the development, design, and construction of the World View Enterprises, Inc. manufacturing and administrative headquarters.

3. Approve the SpacePort Operating Agreement related to World View's operation of the spaceport on behalf of Pima County and authorize all necessary actions of the County to apply for a spaceport license and approval from the Federal Aviation Administration, as well as a construction-in-aid grant from the Aeronautic Division of the Arizona Department of Transportation to supplement County funding for construction of the spaceport.
4. Make the following awards:
 - A. Swaim Associates, Ltd. Architects, AIA (Headquarters: Tucson, AZ); not to exceed \$850,000.00, including a \$50,000.00 contingency; contract term January 19, 2016 through February 28, 2017; for architectural and engineering design services.
 - B. Barker Morrissey Contracting, Inc. (Headquarters: Tucson, AZ); not to exceed \$12,400,000.00, including attached fixtures and equipment and an \$800,000.00 contingency; contract term January 19, 2016 through February 28, 2017; for construction manager at-risk services for both preconstruction and construction services.
5. Approval for the Procurement Director to execute any and all contracts, amendments and change orders to the contracts listed above within the dollar and term limits awarded by this action. Any amendment or change order resulting in a contract value or term in excess of the Board award will be submitted to the Board for approval.

approve

FINANCE AND RISK MANAGEMENT

6. Request for Exemption

Staff requests approval of the Request for Exemption from Requirement to Post Statutory Deposit for submission to the Industrial Commission of Arizona.

approve

COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

7. **Support for University of Utah Pay for Success Application**
RESOLUTION NO. 2016 - 3, of the Board of Supervisors, authorizing support for an application by the University of Utah Sorenson Center to the U.S. Department of Housing and Urban Development and the Department of Justice for the Pay for Success Supportive Housing Demonstration Grant and authorizing participation by County in the project.

approve

CONTRACT AND AWARD

COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

8. Catholic Community Services of Arizona, Inc., to provide for the Casa Alitas and Merilac Lodge Facility Improvements Project, HUD Fund, contract amount \$80,000.00 (CT-CD-16-193)

approve

9. Town of Marana, Amendment No. 1, to provide for the management and implementation of Marana Heritage Park CDBG Program and extend contract term to 12/31/16, no cost (CT-CD-15-166)

approve

NATURAL RESOURCES, PARKS AND RECREATION

10. John F. King and Sons, an Arizona Corporation, Amendment No. 1, to provide management of King 98 Ranch, Old Hayhook Ranch and associated State and BLM Grazing Leases, extend contract term to 1/31/21 and amend contractual language, no cost (CTN-PR-16-99)

approve

PROCUREMENT

11. Conmed Healthcare Management, Inc., Amendment No. 4, to provide for correctional healthcare services, extend contract term to 6/30/17 and amend contractual language, General Fund, contract amount \$12,037,181.00 (MA-PO-13-580) Health

approve

REAL PROPERTY

12. City of Tucson, Amendment No. 1, to provide an Intergovernmental Agreement for the transfer of equipment and property in furtherance of the PCWIN Network and amend contractual language, no cost (CT-IT-15-171)

approve

TRANSPORTATION

13. Regional Transportation Authority, Amendment No. 4, to provide design and construction of improvements for the Valencia Road: Ajo Highway to Mark Road Project, extend contract term to 3/31/20 and amend contractual language, contract amount \$10,057,000.00 revenue (CTN-TR-CMS139818)

approve

GRANT APPLICATION/ACCEPTANCE

14. **Acceptance - Sheriff**
Arizona Department of Homeland Security, to provide for the Operation Stonegarden Grant Program - Overtime and Mileage, \$1,184,528.00 (GTAW 16-51)
15. **Acceptance - Community Services, Employment and Training**
Pima Community College District, to provide for the Educational Activities - HPOG HOPES Program, U.S. Department of Health and Human Services Fund, \$587,205.00 (GTAW 16-52)

approve

approve

BOARD, COMMISSION AND/OR COMMITTEE

16. **Board of Adjustment, District 1**
Appointment of Gary DeGeronimo, to replace Charles Geoffrion. Term expiration: 1/19/20.

approve

17. **Board of Health**
- Appointment of Mike Humphrey, to replace Christina McComb-Berger. Term expiration: 1/19/20. (District 1)

- Reappointment of Charles Geoffrion. Term expiration: 6/30/19.
(District 1)

approve

18.

Fair Horse Racing Commission

Reappointment of Geronimo Ramirez, Jr. Term expiration: 1/18/18.
(District 5)

approve

19.

Parks and Recreation Commission

Appointment of Stephen W. Christy, fill a vacancy created by Thomas
F. Purdon. Term expiration: 6/30/22. (District 4)

approve

CONSENT CALENDAR

Approval of the Consent Calendar

see items below

CONTRACT AND AWARD

Constables

1. Arizona Constable Ethics, Standards and Training Board, to provide for a cordless teleconferencing phone system, contract amount \$913.33 revenue (CTN-CO-16-76)
approve on the Consent Calendar
2. Arizona Constable Ethics, Standards and Training Board, to provide for a television/monitor, contract amount \$6,298.00 revenue (CTN-CO-16-79)
approve on the Consent Calendar
3. Arizona Constable Ethics, Standards and Training Board, to provide for Garmin GPS units, contract amount \$1,300.00 revenue (CTN-CO-16-80)
approve on the Consent Calendar
4. Arizona Constable Ethics, Standards and Training Board, to provide for two laptop computers, contract amount \$7,910.86 revenue (CTN-CO-16-81)
approve on the Consent Calendar
5. Arizona Constable Ethics, Standards and Training Board, to provide for one laptop computer, contract amount \$3,955.43 revenue (CTN-CO-16-82)
approve on the Consent Calendar
6. Arizona Constable Ethics, Standards and Training Board, to provide for one ballistic vest, contract amount \$775.89 revenue (CTN-CO-16-83)
approve on the Consent Calendar
7. Arizona Constable Ethics, Standards and Training Board, to provide for two ballistic vests, contract amount \$1,551.78 revenue (CTN-CO-16-84)
approve on the Consent Calendar
8. Arizona Constable Ethics, Standards and Training Board, to provide for three digital cameras, contract amount \$909.00 revenue (CTN-CO-16-85)
approve on the Consent Calendar

Health

9. Arizona Health Care Cost Containment System (AHCCCS), to provide a local match to secure federal funds for disproportionate share hospitals, General Fund, contract amount \$770,350.60 (CT-HD-16-175)
approve on the Consent Calendar

Natural Resources, Parks and Recreation

10. Arizona Superior Court in Pima County, Juvenile Court Center, Amendment No. 2, to provide juvenile work crew services, extend contract term to 6/30/18 and amend contractual language, General Fund, contract amount \$50,000.00 (CT-PR-14-10)
approve on the Consent Calendar

Procurement

11. Greeley and Hansen, L.L.C., Amendment No. 2, to provide for the Struvite Recovery Facility Alternative Delivery Project and amend scope of services, RWRD Obligation Fund, contract amount \$95,000.00 (CT-WW-14-110) Regional Wastewater Reclamation

approve

Real Property

12. Level 3 Communications, L.L.C., to provide a Nonexclusive Right-of-Way Use License Agreement for a communications system located within unincorporated Pima County, contract amount \$1,980.00 revenue (CTN-IT-16-98)
approve on the Consent Calendar

BOARD, COMMISSION AND/OR COMMITTEE

13. **Board of Adjustment, District 5**
Reappointments of Bruce Gungle and Victoria Khalidi. Term expirations: 8/31/19.
approve on the Consent Calendar

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

- 14. Temporary Extension**
07100326, David A. Zugerman, Tucson Hop Shop, 3230 N. Dodge Boulevard, Tucson, Temporary Extension of Premises for January 30 and 31, 2016.
approve on the Consent Calendar
- 15. Temporary Extension**
07100326, David A. Zugerman, Tucson Hop Shop, 3230 N. Dodge Boulevard, Tucson, Temporary Extension of Premises for February 6 and 7, 2016.
approve on the Consent Calendar
- 16. Temporary Extension**
03103012, Myron Christopher Squires, 1055 Brew Works, L.L.C., 3810 E. 44th Street, No. 315, Tucson, Temporary Extension of Premises for February 6, 2016.
approve on the Consent Calendar
- 17. Temporary Extension**
12104140, Steven Alex Dunn, The Parish, 6453 N. Oracle Road, Tucson, Temporary Extension of Premises for February 9, 2016.
approve on the Consent Calendar
- 18. Special Event**
William Dean Woodruff, Knights of Columbus Council 12696, Corpus Christi Catholic Church, 300 N. Tanque Verde Loop Road, Tucson, January 23, 2016.
approve on the Consent Calendar

ELECTIONS

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

APPOINTMENT-PRECINCT-PARTY
Gabriel P. Davila-120-DEM; Mark D. Schmidt-079-REP; Steven A. Murray-189-REP; Andrew R. Graham-225-REP
approve on the Consent Calendar
- 20. Polling Places**
Pursuant to A.R.S. §16-248, designation of polling places for the March 22, 2016 Presidential Preference Election.
approve on the Consent Calendar

RECORDER

21. Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of November, 2015.
approve on the Consent Calendar

RATIFY AND/OR APPROVE

22. Minutes: December 15, 2015
approve on the Consent Calendar