

**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.
February 2, 2016 9:00 a.m.**

1. ROLL CALL

2. INVOCATION

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

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

5. CALL TO THE PUBLIC

EXECUTIVE SESSION

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

proceed as discussed

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

accept the recommendation

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

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

approve

SITTING AS THE BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

10. **Constable**
Appointment of Constable, Precinct 3.

approve

DEVELOPMENT SERVICES

11. **Final Plat With Assurances**
P15FP00009, Vahalla Estates, Lots 1-65 and Common Area "A" (Drainage, Bufferyard, Utilities). (District 3)

approve

NATURAL RESOURCES, PARKS AND RECREATION

12. **Dog Park Renaming**
RESOLUTION NO. 2016 - 4, of the Board of Supervisors, authorizing the renaming of the large dog park at Brandi Fenton Memorial Park as the Austin Fitzgerald Memorial Dog Park at Brandi Fenton Memorial Park.

approve

REGIONAL WASTEWATER RECLAMATION

13.

Pretreatment Settlement Agreement

Staff recommends approval of the following proposed Pretreatment Settlement Agreements, RWRD Enterprise Fund:

- A. El Molinito, Inc., Case No. C2015-D-004. The proposed settlement of a \$1,000.00 penalty and \$477.29 for Pima County's remediation costs, as well as the acquisition of an Industrial Wastewater Discharge Permit and the attendance of Pollution Prevention School is in accordance with the Industrial Wastewater Enforcement Response Plan.
- B. Happy Rooster, L.L.C., Case No. C2015-R-005. The proposed settlement of a \$500.00 penalty for failing to provide a quarterly self-monitoring report is in accordance with the Industrial Wastewater Enforcement Response Plan.

approve

*** HEARINGS ***

FRANCHISE/LICENSE/PERMIT

14.

Hearing - Liquor License

11103096, Nicholas Carl Guttilla, Best Western InnSuites Hotel & Suites - Tucson Catalina Foothills, 6201 N. Oracle Road, Tucson, Series 11, Hotel/Motel, New License.

approve

15.

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

Hearing - Agent Change/Acquisition of Control/Restructure

06100093, Raynu Michael Fernando, Oasis at Wild Horse Ranch, 6801 N. Camino Verde, Tucson, Acquisition of Control.

approve

DEVELOPMENT SERVICES

16. UNFINISHED BUSINESS (1/19/16)
Hearing - Rezoning
P15RZ00009, MAGEE COMO DEVELOPMENT ASSOC., L.L.C. - N.
LA CHOLLA BOULEVARD REZONING
Request of Magee Como Development Assoc., L.L.C., represented by
Craig Courtney, for a rezoning of approximately 0.88 acres at 7791 N.
La Cholla Boulevard from the TR (Transitional) zone to the CB-2
(General Business) zone for office, restaurant and retail uses. The
property is Lot 4 of Magee Center (Book 56 and Page 94) located
approximately 150 feet north of W. Magee Road and 600 feet west of
N. La Cholla Boulevard. The proposed rezoning conforms to the Pima
County Comprehensive Plan which designates the property for
Neighborhood Activity Center. On motion, the Planning and Zoning
Commission voted 6-1 (Commissioners Peabody, Membrilla 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)

approve

TRANSPORTATION

17. **Hearing - Traffic Ordinance**
ORDINANCE NO. 2016 - **9**, of the Pima County Board of Supervisors,
regulating parking on Lavery Lane in Pima County, Arizona. Staff
recommends **APPROVAL.** (District 1)

approve

18. **ADJOURNMENT**

ADDENDUM 1

PRESENTATION/PROCLAMATION

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

approve

EXECUTIVE SESSION

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

proceed as discussed

ECONOMIC DEVELOPMENT AND TOURISM

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

UNFINISHED BUSINESS (12/15/15)

Contract

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

remove from the agenda

REAL PROPERTY

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

approve

CONTRACT AND AWARD

COUNTY ATTORNEY

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

approve

PROCUREMENT

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

approve

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

approve

REAL PROPERTY

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

approve

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

approve

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

approve

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

approve

GRANT APPLICATION/ACCEPTANCE

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

approve

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

approve

BOARD, COMMISSION AND/OR COMMITTEE

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

approve

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

approve

CONSENT CALENDAR

Approval of the Consent Calendar

see items below

CONTRACT AND AWARD

Community Development and Neighborhood Conservation

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

Community Services, Employment and Training

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

Health

3. Tucson Unified School District, to provide childhood immunizations, no cost (CTN-HD-16-87)
approve on the Consent Calendar
4. Sunnyside Unified School District, to provide childhood immunizations, no cost (CTN-HD-16-90)
approve on the Consent Calendar
5. Marana Unified School District, to provide childhood immunizations, no cost (CTN-HD-16-91)
approve on the Consent Calendar
6. Ajo Unified School District, to provide childhood immunizations, no cost (CTN-HD-16-100)
approve on the Consent Calendar

Procurement

7. **Award**
Award of Contract: Master Agreement No. MA-PO-16-198 to Diamondback Police Supply Co., Inc., d.b.a. Diamondback Police Supply (Headquarters: Tucson, AZ) for body armor. The initial term is for a one year period in the annual not-to-exceed amount of \$280,000.00 with four annual renewal options. Funding Source: General Fund. Administering Department: Sheriff.
approve on the Consent Calendar
8. Kimley-Horn and Associates, Inc., to provide design engineering services for the Valencia Road: Wade Road to Ajo Highway (SR 86) Project, RTA (40%) and Impact Fee (60%) Funds, contract amount not-to-exceed \$2,673,558.40 (CT-TR-16-205) Transportation
approve on the Consent Calendar
9. American Family Life Insurance Company, Amendment No. 6, to provide voluntary employee benefits and extend contract term to 6/30/17, Employee Contributions, contract amount \$1,000,000.00 (MA-PO-12-529) Human Resources
approve on the Consent Calendar

Real Property

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

BOARD, COMMISSION AND/OR COMMITTEE

11. **Tucson/Pima County Bicycle Advisory Committee**
- Reappointment of John Rossman. Term expiration: 2/28/18. (Commission recommendation)
 - Appointment of Raphael Duarte, to fill a vacancy created by Allen Kulwin. Term expiration: 2/28/18. (Commission recommendation)
- approve on the Consent Calendar**
12. **Building Code Committee/Board of Appeals**
- Reappointments of John Shorbe, Fred Knapp, Brent Woods, Kenneth Cawthorne and Rick Bright. Term expirations: 1/1/20. (Staff recommendations)
 - Appointments of Dennis Coon and Jeff Hamstra, to fill the vacancies created by John Kostyo and Bob Dinius. Term expirations: 1/1/20. (Staff recommendations)
- approve on the Consent Calendar**

13. **Small Business Commission**
Appointment of Marion Hook, to fill the vacancy created by Gerald Long. No term expiration. (District 3)
approve on the Consent Calendar

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

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

ELECTIONS

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

APPOINTMENT-PRECINCT-PARTY
Martin A. Bastidas-026-DEM; CJ Jones-044-DEM; Kirsten H. Engel-078-DEM; Aaron D. Rottenstein-210-DEM
approve on the Consent Calendar
19. Pursuant to A.R.S. §16-531, appointment of all elections boards and tally boards recruited and on file in the Elections Department for the Presidential Preference Election on March 22, 2016.
approve on the Consent Calendar

20. **Accuracy Certification Board**
Staff requests approval to appoint Karen Schutte and Barbara Tellman, with Elaine Lim as Ms. Tellman's backup, to the Accuracy Certification Board for all elections in 2016.
approve on the Consent Calendar

FINANCE AND RISK MANAGEMENT

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

PROCUREMENT

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

approve

TREASURER

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

RATIFY AND/OR APPROVE

24. Warrants: January, 2016
approve on the Consent Calendar