



PIMA COUNTY BOARD OF SUPERVISORS' MEETING AGENDA

December 8, 2009

BOARD MEMBERS

Richard Elías
Chairman
District 5

Ramón Valadez
Vice Chairman
District 2

Sharon Bronson
District 3

Raymond Carroll
District 4

Ann Day
District 1

HEARING ROOM COURTESY

Please turn off cell phones/pagers or place in silent mode.

MEETING LOCATION

Pima County Administration Building
130 W. Congress St., 1st Floor
Board of Supervisors' Hearing Room
Tucson, AZ 85701

AGENDA/ADDENDUM INFORMATION

- ◆ Within 24 hours of each scheduled meeting, Agendas/Addendums are available in the Clerk of the Board's Office, 130 W. Congress St., 5th Fl., Tucson, AZ 85701, Mon-Fri, 8 to 5.
- ◆ Website: **www.pima.gov**
For online meeting schedules, agendas, addendums and associated reference material.

LIVE BROADCAST

- ◆ *Cablecast Channel* Comcast..... 96; Cox..... 12
- ◆ *Webcast:* www.pima.gov

PUBLIC PARTICIPATION SPEAKERS ARE LIMITED TO 3 MINUTES

To address the Board of Supervisors, please complete a Speaker's Card available in the Hearing Room. Clearly print your name/address and indicate the relevant agenda item and/or description.

Place Speaker Card in labeled basket located on the dais. When the Chairman announces your name, step forward to the podium, speak into the microphone and state your name/address for the record.

The Chairman reserves the right to ensure all testimony is pertinent or non-repetitive so the matter will be handled fairly and expeditiously. Any questions pertaining to the meeting can be directed to Lori Godoshian, Clerk of the Board.

The Board Hearing Room is wheelchair and handicapped accessible. Any person who is in need of special services (e.g., assistive listening device, Braille or large print agenda material, signer for hearing impaired, accessible parking, etc.) due to any disability will be accommodated. Please contact the Clerk of the Board at (520) 740-8449 or the TDD line at (520) 740-3579 for these services at least three (3) business days prior to the Board Meeting.

AGENDA

Pima County Board of Supervisors' Meeting

130 W. Congress St., Hearing Room, 1st Fl.

December 8, 2009 9:00 a.m.

1. ROLL CALL
2. INVOCATION
3. PLEDGE OF ALLEGIANCE
4. PAUSE 4 PAWS
- ... EXECUTIVE SESSION

(Clerk's Note: See Zoning Enforcement Board of Appeals.)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

- ... ZONING ENFORCEMENT BOARD OF APPEALS

UNFINISHED BUSINESS (RM 6/17/08, RM 3/10/09 and RM 6/16/09)

A. **Executive Session**

Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding the appeal of the decision of the Hearing Officer in Case No. P07ZV00758-2, 3, 4, 5 and 6, Robert and Teresa Kern. The Board may also during the course of the hearing and upon motion, enter into executive session.

B. **Appeal of Hearing Officer's Decision**

P07ZV00758-2, 3, 4, 5 and 6, Robert and Teresa Kern

In accordance with the Pima County Zoning Code Section 18.95.030D, Robert and Teresa Kern appeal the decision of the Hearing Officer in Case No. P07ZV00758-2, 3, 4, 5 and 6, regarding violations of the following sections of the Pima County Zoning Code: 18.14.020 and 18.14.030, stored vehicles not allowed in GR-1 Zone; 18.79.100A, banner sign not allowed in GR-1 Zone; 18.01.030E.1, structure without permit-

hay barn; 18.01.030E.1, structure without permit-metal shed; and 18.01.030D, non-adherence to a development plan. The property is located at 3302 E. Edwin Road. (District 1)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

5. **CONSENT CALENDAR:** For consideration and approval

A. **CALL TO THE PUBLIC**

B. **APPROVAL OF CONSENT CALENDAR**

6. **ASSESSOR**

Request for Redemption of Waiver of Exemption

Pursuant to A.R.S. §42-11153(B), the Pima County Assessor has determined that all the applications for Redemption of the Waivers of Tax Exemptions for the year 2009 qualify for exemption under the applicable statutes and requests the Board of Supervisors redeem the Waivers of Tax Exemptions.

7. **TRANSPORTATION**

A. RESOLUTION NO. 2009 - **317**, of the Board of Supervisors of Pima County, cancelling the receipt of Federal (Section 5311) American Recovery and Reinvestment Capitol Appreciation Funds for the acquisition of public transit vehicles.

B. RESOLUTION NO. 2009 - **318**, of the Board of Supervisors of Pima County, approving the transfer of rural transit buses to the Pima County Regional Transportation Authority.

***** HEARINGS *****

FRANCHISES/LICENSES/PERMITS

Liquor Licenses

8. 09-28-8999, Dae Sun So, Kampai Sushi, 6486 N. Oracle Road, Tucson, Series 12, Restaurant, New License.
9. 09-29-9000, Teresa Irene Salinas, Tiny's, 4900 W. Ajo Way, Tucson, Series 12, Restaurant, New License.

10. 09-30-9001, H. J. Lewkowitz, Chipotle Mexican Grill No. 1415, 635 W. Ina Road, Tucson, Series 12, Restaurant, New License.
11. 09-32-9003, Fatima Elena Iturralde De Campos, Inca's Peruvian Cuisine, 6878 E. Sunrise Drive, Suite 130, Tucson, Series 12, Restaurant, New License
12. **CALL TO THE PUBLIC**
13. **ADJOURNMENT**

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

DATE POSTED: 12/2/09

TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, DECEMBER 8, 2009**1. CONTRACTS****A. Community Development and Neighborhood Conservation**

1. RESOLUTION NO. 2009 - **315**, approving an Intergovernmental Agreement with the City of South Tucson, to provide management and implementation of the Community Development Block Grant Program - Administration, Community Clean-Up, Community Policing/Crime Prevention, Emergency Home Repair, Fire Safety Equipment, Youth Program and Family Assistance, CDBG Grant Fund, contract amount \$395,000.00 (01-70-S-142544-1009)

B. Community Services, Employment and Training

2. To provide emergency assistance to eligible low-income households for the term 7/1/09 to 6/30/10, American Recovery and Reinvestment Act Grant Fund:

<u>Vendor</u>	<u>Contract Amount</u>	<u>Contract No.</u>
American Red Cross of Southern AZ Chapter	\$45,000.00	07-69-A-142550-0709
International Sonoran Desert Alliance	\$45,000.00	07-69-I-142551-0709
Jewish Family & Children's Services of Southern AZ	\$18,000.00	07-69-J-142552-0709

C. Finance

3. Government Finance Officers Association of the United States and Canada, Amendment No. 1, to provide enterprise resource planning system needs assessment, system selection, vendor evaluation services, and extend contract term from 10/6/09 to 10/6/10, no cost (07-09-G-141351-1008)

D. Health Department

4. Arizona Department of Health Services, Amendment No. 5, to provide early pregnancy prenatal care, education, referral services and amend contractual language, State Fund, no cost (02-01-A-137315-1005)
5. VitalCheck Network, Inc., Amendment No. 2, to provide remote ordering for certified record copies and extend contract term to 1/31/11, no cost (11-01-V-140183-1007)
6. Arizona Department of Health Services, Amendment No. 2, to provide for the Teen Pregnancy Prevention Program, amend contractual language and extend contract term to 12/31/10, Federal Fund, contract amount \$125,000.00 revenue (01-01-A-140608-0108)
7. Arizona Department of Health Services, Amendment No. 3, to provide sexually transmitted disease prevention services and extend contract term to 12/31/10, Federal Fund, no cost (01-01-A-140955-0108)

E. Pima Health System

8. Park Waverly Healthcare, L.L.C., d.b.a. Park Avenue Health and Rehabilitation, Amendment No. 8, to provide long term care, skilled nursing services and amend contractual language, PHCS Enterprise Fund, no cost (18-15-P-137077-1005)
9. Oscar Rojas, M.D., Amendment No. 3, to provide primary care physician pediatric services, amend contractual language and extend contract term to 12/31/10, PHCS Enterprise Fund, no cost (18-15-R-137205-0106)
10. SLO Ridgecrest, L.L.C., d.b.a. Ridgecrest Healthcare, Amendment No. 4, to provide nursing facility services and amend contractual language, PHCS Enterprise Fund, no cost (18-15-S-139267-0307)

11. Children's Dental Clinic of Tucson, L.L.C., Amendment No. 1, to provide dental services, amend contractual language and extend contract term to 12/31/10, PHCS Enterprise Fund, no cost (18-15-C-140441-0108)
12. LifeCare Solutions, Inc., Amendment No. 2, to provide durable medical equipment and medical supply services, amend contractual language and extend contract term to 12/31/10, PHCS Enterprise Fund, contract amount \$250,000.00 (07-15-L-140580-0108)
13. Founders Healthcare, L.L.C., d.b.a. Preferred Homecare, Amendment No. 1, to provide durable medical equipment and medical supply services, amend contractual language and extend contract term to 12/31/10, PHCS Enterprise Fund, contract amount \$150,000.00 (07-15-F-140592-0108)
14. Arizona Board of Regents, University of Arizona, Arizona Health Sciences Center, Amendment No. 1, to provide coordination and clinical educational experiences for students, amend contractual language and extend contract term to 12/31/10, PHCS Enterprise Fund, no cost (11-15-A-141687-0109)

F. Procurement

15. Cannon Parkin, Inc., d.b.a. Cannon Design, Amendment No. 7, to provide architectural and engineering services for the new Psychiatric Hospital and Urgent Care Center and amend contractual language, 2004 (25%) and 2006 (75%) Bond Funds, contract amount \$65,100.00 (15-13-C-138445-0806) Facilities Management
16. HDR Engineering, Inc., Amendment No. 7, to provide project management and roadway design engineering services for the La Canada: River Road to Ina Road Project, amend scope of work and extend contract term to 12/31/10, RTA Fund (90%) and CDO Impact Fee Fund (10%), contract amount \$2,469,763.00 (16-04-H-139002-1106) Transportation

G. Sheriff

17. RESOLUTION NO. 2009 - **316**, approving an Intergovernmental Agreement with the Governor's Office of Highway Safety, to provide overtime and employee related expenses for the Speed and School Zone Enforcement Program, Federal Grant Fund, contract amount \$46,200.00 revenue (01-11-G-142556-1009)

REGIONAL WASTEWATER RECLAMATION**2. Public Announcement**

Pursuant to A.R.S. §49-391(C), a public comment period of 30 days must occur before any Pretreatment Consent Decree or Negotiated Settlement Agreement is made final. The Public Information Enforcement File for the following case(s) will be made available for public review or copies may be obtained for \$.35 per page at the Public Works Building, Regional Wastewater Reclamation Department's reception desk, 201 North Stone, 8th Floor, Tucson, Arizona, 85701. Comments will be taken for the next thirty days and written comments may be sent to Industrial Wastewater Control, 5025 W. Ina Road, Tucson, Arizona, 85743. If sufficient interest is expressed, a public hearing may be held by the Board of Supervisors. After the comment period, the Board of Supervisors will vote on acceptance of the following Settlement Agreement:

Longhorn Cattle Company, L.L.C., d.b.a. Longhorn Steakburger, No. 2009-21. Proposed settlement amount is \$476.13.

3. RATIFY AND/OR APPROVE

Minutes: October 13, 2009