

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

JUNE 20, 2006

FROM: CITY MANAGER



1. ROLL CALL: 5:41 p.m.

COUNCIL MEMBERS PRESENT: Mayor Pro Tempore Steve Leal, Council Members Jose J. Ibarra, Carol West, Shirley Scott, and Nina J. Trasoff, Kathleen S. Detrick, City Clerk

ABSENT/EXCUSED: Mayor Robert Walkup,
Council Member Karin Uhlich

STAFF MEMBERS: Mike Hein, City Manager
Mike Letcher, Deputy City Manager
Mike Rankin, City Attorney

The City Clerk announced that Susie Rogers is in attendance to provide Spanish translation assistance for anyone who needs it.

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Siraj Islam Mufti, Ph.D., after which the Pledge of Allegiance was presented by the entire assembly.

PRESENTATION

- a. Presentation of the American Public Works Association Accreditation Awards to the Mayor and City Departments

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – JUNE20-06-306	
* Council Member West announced she was elected to the Board of Directors for the Arizona Town Hall.	
* REVISION	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – JUNE20-06-306 (Continued from previous page)

Council Member Trasoff announced that Ward VI is hosting an open house on the Environment “Go Green” on Thursday, June 22nd. It will be held from 4:00 PM – 7:00 PM at the Ward VI office at 3202 E. 1st Street with over 25 environmental groups will be in attendance and alternative vehicles will be on display. The public is invited to attend; refreshments will be provided and there will be a performance by the Arizona Jazz Academy between 4:30 and 6:30 PM. For information call the Ward VI office at 791-4601.

4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS JUNE20-06-307

Deputy City Manager reported on the E-Citation Project, a cooperative effort between the Tucson City Court and the Tucson Police Department. This project has received the Arizona Judicial Branch Achievement Award for Providing Access to Swift, Fair, Justice. The E-Citation program allows police officers in the field to issue electronic citations which are accurate legible and tied via computer to City Court files, thus eliminating duplicate entry time and effort and doing away with many transcription errors. This has proven to be an effective and efficient approach that many others in the state are hoping to eliminate. The award will be presented this week at a judicial conference here in Tucson. Congratulations were given to City Court Administrator Joan Harphant and the members of the E-Citation team from City Courts, Information Technology and TPD, including: Becky Williams, Brian Heady, Robert Shalk, Cindy O’ Haver, Stephen Wheeler and Stella Bay, who has recently left TPD to become the Chief of Police for Pima Community College Police Department.

5. LIQUOR LICENSE APPLICATIONS – JUNE20-06-299

3RD BASE BAR & GRILL, CITY # 47-06
4-STAR LIQUORS, CITY # 49-06
TASTE OF TEXAS, CITY # AC11-06
BUDDY’S GRILL, CITY # AC12-06

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

5. LIQUOR LICENSE APPLICATIONS – JUNE20-06-299 (Continued from previous page)

Council Member Trasoff MOVED and it was duly seconded to direct staff to forward these applications to the State Liquor Board with recommendations for APPROVAL.

Motion PASSED by a vote of 5 to 0 (Mayor Walkup and Council Member Uhlich absent/excused).

FAS FUEL, CITY # 52-06

The application was continued for one week.

6. C O N S E N T A G E N D A

*****ITEMS “N”, “O” AND “T” WERE DELETED FROM THE CONSENT AGENDA *****

A. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY SUPERIOR COURT FOR PROVIDING JURORS TO THE TUCSON CITY COURT – JUNE20-06-309

RESOLUTION NO. 20360

CITY COURT

B. ASSURANCE AGREEMENT: (S04-086) ENCANTO VILLAGE SUBDIVISION (RCP), LOTS 1 TO 11 AND COMMON AREAS “A” AND “B” – JUNE20-06-300

RESOLUTION NO. 20361

DIR. OF DEVELOPMENT SERVICES

C. FINAL PLAT: (S04-086) ENCANTO VILLAGE SUBDIVISION(RCP), LOTS 1 TO 11 AND COMMON AREAS “A” AND “B” – JUNE20-06-301

DIR. OF DEVELOPMENT SERVICES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

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<p>D. ASSURANCE AGREEMENT: (S04-064) SIERRA PANTANO SUBDIVISION (RCP), LOTS 1 TO 42 AND COMMON AREAS "A" AND "B" – JUNE20-06-302</p> <p>RESOLUTION NO. 20362</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>E. FINAL PLAT: (S04-064) SIERRA PANTANO SUBDIVISION (RCP), LOTS 1 TO 42 AND COMMON AREAS "A" AND "B" JUNE20-06-303</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>F. GRANT APPLICATION: TO THE GILA RIVER INDIAN COMMUNITY ON BEHALF OF THE UNIVERSITY OF ARIZONA BIO5 INSTITUTE AND WORLD WIDE WHEAT – JUNE20-06-304</p> <p>RESOLUTION NO. 20363</p>	<p><u>DIR. OF FINANCE</u></p>
<p>G. TUCSON CODE: AMENDING (CHAPTER 22) RELATING TO THE CITY OF TUCSON EMPLOYEES' VOLUNTARY DEFERRED COMPENSATION PLANS – JUNE20-06-305</p> <p>RESOLUTION NO. 20364 RESOLUTION NO. 20365</p>	<p><u>DIR. OF FINANCE</u></p>
<p>H. REAL PROPERTY: AUTHORIZATION TO ACQUIRE REAL PROPERTY FOR COMPLETION OF THE WIDENING PROJECT OF BROADWAY BETWEEN EUCLID AVENUE AND CAMPBELL AVENUE – JUNE20-06-311</p> <p>RESOLUTION NO. 20366</p>	<p><u>DIR. OF FINANCE</u></p>
<p>I. REAL ESTATE: ACCEPTANCE OF A PUBLIC ACCESS AND UTILITY EASEMENT AT NICARAGUA STREET AND CALLE POLAR – JUNE20-06-310</p> <p>ORDINANCE NO. 10290</p>	<p><u>DIR. OF FINANCE</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>J. APPROVAL OF MINUTES – JUNE20-06-312</p> <p>The City Clerk read a correction into the record regarding Item 8, Page 16, 3rd paragraph the sentence that reads “there were concerns made” should read “there were concerns expressed”.</p>	<p><u>CITY CLERK</u></p>
<p>K. ASSURANCE AGREEMENT: (S05-093) SILVERBELL RESIDENTIAL SUBDIVISION (RCP), PHASE I, LOTS 1 TO 85 AND COMMON AREAS “A”, “B”, AND “C” – JUNE20-06-297</p> <p>RESOLUTION NO. 20367</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>L. FINAL PLAT: (S05-093) SILVERBELL RESIDENTIAL SUBDIVISION (RCP), PHASE I, LOTS 1 TO 85 AND COMMON AREAS “A”, “B”, AND “C” – JUNE20-06-298</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>M. WATER: AUTHORIZATION TO PURCHASE WATER RIGHTS FROM EL RANCHO MERLITA LLC, AND REQUEST CONVERSION TO GROUNDWATER PUMPING CREDITS – JUNE20-06-320</p> <p>RESOLUTION NO. 20368</p>	<p><u>DIR. OF UTILITY SERVICES</u></p>
<p>P. TUCSON CODE: AMENDING (CHAPTER 22) RELATING TO BENEFITS FOR FIRE COMMISSIONED PERSONNEL – JUNE20-06-321</p> <p>ORDINANCE NO. 10294</p>	<p><u>DIR. OF HUMAN RESOURCES</u></p>
<p>Q. INTERGOVERNMENTAL AGREEMENT: WITH US FISH AND WILDLIFE SERVICE AND THE UNIVERSITY OF ARIZONA REGARDING THE BUFFELGRASS CONTROL PROJECT – JUNE20-06-325</p> <p>RESOLUTION NO. 20369</p>	<p><u>DIR. OF ENVIRONMENTAL SERVICES</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

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<p>R. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE LAST ALARM FOUNDATION, A-MOUNTAIN COMMUNITY HOUSE, ARIZONA AMATUER BASEBALL CONGRESS, AND VOICES, INC. – JUNE20-06-313</p> <p>RESOLUTION NO. 20370</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>S. FINANCE: PROPOSED AGREEMENT WITH COMMUNICATIONS WORKERS OF AMERICA/TUCSON ASSOCIATION OF CITY EMPLOYEES (CWA/TACE) – JUNE20-06-315</p> <p>RESOLUTION NO. 20371</p>	<p><u>DIR. OF HUMAN RESOURCES</u></p>
<p>Council Member Scott MOVED and it was duly seconded that items on the Consent Agenda (Except “N”, “O”, and “T”) be approved and or adopted and proper action taken.</p> <p>Motion PASSED by a vote of 5 to 0 (Mayor Walkup and Council Member Uhlich absent/excused).</p> <p>The City Clerk announced that because there are only 5 members of the council present, there isn’t enough to enact the emergency clauses of the ordinances. Items that require the emergency clause will be brought back for consideration next week.</p>	
<p>N. TUCSON CODE: AMENDING (CHAPTER 28), RELATING TO SUBMISSION OF SUBCONTRACTOR LISTS IN COMPETITIVE SEALED BIDS – JUNE20-06-316</p> <p>ORDINANCE NO. 10292</p> <p>A correction was read into the record. Under Section 1, which provides for Section 28-48 titled Procurement of Construction, second Paragraph was edited to read as follows: “ Bidders shall submit subcontractor lists for all subcontracts, including those for subcontractors of subcontractors, that are above \$5,000. The list shall be in accordance with the instructions contained in the Invitation for Bid.</p>	<p><u>DIR. OF PROCUREMENT</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

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<p>N. TUCSON CODE: AMENDING (CHAPTER 28), RELATING TO SUBMISSION OF SUBCONTRACTOR LISTS IN COMPETITIVE SEALED BIDS – JUNE20-06-316 (Continued from previous page)</p> <p>Council Member Trasoff MOVED and it was duly seconded to pass and adopt Ordinance No. 10292, with the amendment included.</p> <p>Motion PASSED by a vote of 5 to 0 (Mayor Walkup and Council Member Uhlich absent/excused).</p>	
<p>T. FINANCE: PROPOSED AGREEMENT WITH INTERNATIONAL ASSOCIATION OF FIREFIGHTERS / TUCSON FIREFIGHTERS ASSOCIATION (IAFF/TFFA) – JUNE20-06-314</p> <p>This item has been continued to the meeting of July 6, 2006.</p>	<p><u>DIR. OF HUMAN RESOURCES</u></p>
<p>7. CALL TO THE AUDIENCE</p> <p>Russ Dove spoke about amount of crime attributed to illegal aliens.</p> <p>Hilario Parra spoke about the rising cost of inflation that increasingly cuts into their earnings. He requested that the City consider the hard work and contribution of the Environmental Services workers when determining wage rates.</p> <p>Matt James spoke about the hidden costs of keeping wages low, such as turnover and associated training costs, recruitment costs and the additional job duties for the remaining personnel. He requested the City consider this when determining wage rates.</p> <p>Alexis Mazón requested a 4% cost of living increase for all employees, feels this is a necessary request and a fair one, and that providing this is an investment in the community.</p>	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

7. CALL TO THE AUDIENCE

Ries Lindley spoke about Tucson striving to be a Top Ten city and feels that in order to achieve this goal, employee wages need to keep up with the cost of living.

Linda Hatfield requested a 4% cost of living wage adjustment for all workers so they are treated with parity.

Wanda Felix requested a higher wage adjustment than the 2% in the original proposal, and also requested merit increases.

Cheryl Bard does not feel that the City is recognizing Tucson Charter Article 2, Section 10-31 that states that "the City's compensation system provides an equitable and consistent treatment of employees" and requested a 4% wage increase.

Joe Jaimez feels that employees work hard for the city and requests a 4% cost of living wage increase.

Robert Reus spoke about his experiences living in Mexico and feels that generally speaking, he has been treated with more respect in Mexico than in this country.

John Kromko suggested that the City give the same flat dollar amount to everyone as a pay raise so that everyone gets the same relief from the rising cost of living.

John C. Martinez stated that the City stresses teamwork, and therefore requests that the City in turn treat everyone like a team and give all workers a 4% wage adjustment.

Alan Lee spoke about the disparity in wage adjustments between police, fire and AFSCME workers over the past five years. He stated that if the recommended wage adjustment of 4% for Police and Fire is adopted, then those departments will have received a higher percentage wage increase in 12 months than AFSCME members have received in 5 years.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

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7. CALL TO THE AUDIENCE (Continued from previous page)

Dorothy Moreno feels that the current compensation plan recommendations are still not fair and equitable. She stated that Police Department policies regarding pay and promotion also provides additional funds that are not available to other employees.

John Thomas disagrees with the fiscal cap set on human capital and that feels that having 70% of available funds being given just to police and fire is unfair. He further stated that the compensation study doesn't take into account other funds received by comparison organizations, and that police and fire are receiving a higher adjustment than the study supports.

Michael McCrory feels that for the majority of employees this compensation represents a wage cut during a time when the City has an 8% increase in revenue. He requested that the market value of the services the employee provides needs to be taken into consideration to prevent turnover.

8. TUCSON CODE: ADOPTION OF THE ANNUAL COMPENSATION PLAN FOR EMPLOYEES OF THE CITY OF TUCSON FOR FISCAL YEAR 2007 (CONTINUED FROM THE MEETING OF JUNE 13, 2007) – JUNE20-06-323

ORDINANCE NO. 10289 (OPTIONS 1, 2, 3)

Council Member Scott MOVED and it was duly seconded to continue this item for one week.

Motion PASSED by a vote of 5 to 0 (Mayor Walkup and Council Member Uhlich absent/excused).

DIR. OF HUMAN RESOURCES

O. TUCSON CODE: AMENDING (CHAPTER 10) RELATING TO EMPLOYEES SEPARATING FROM THE CITY JUNE 25 THROUGH JULY 8, 2006 – JUNE20-06-296

ORDINANCE NO. 10293

This item has been continued for one week.

DIR. OF HUMAN RESOURCES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

9. PUBLIC HEARING: TUCSON CODE – AMENDING (CHAPTER 23), THE LAND USE CODE; MODIFICATION OF DEVELOPMENT REGULATIONS FOR THE RIO NUEVO AND DOWNTOWN OVERLAY ZONE – JUNE20-06-322

ORDINANCE NO. 10295

Council Member Trasoff MOVED and it was duly seconded to close the Public Hearing.

Motion PASSED by a vote of 5 to 0 (Mayor Walkup and Council Member Uhlich absent/excused).

Council Member Trasoff MOVED and it was duly seconded to pass and adopt Ordinance No. 10295.

Motion PASSED by a vote of 5 to 0 (Mayor Walkup and Council Member Uhlich absent/excused).

DIR. OF URBAN
PLANNING & DESIGN

10. ZONING: (C9-05-32) HERMAN MARK HOMES – 29TH STREET, RX-1 TO R-1, CITY MANAGER’S REPORT – JUNE20-06-319

Council Member West MOVED and it was duly seconded to continue this item to the meeting of July 6th, 2006.

Motion PASSED by a vote of 5 to 0 (Mayor Walkup and Council Member Uhlich absent/excused).

DIR. OF DEVELOPMENT
SERVICES

11. ZONING: (C9-06-04) CHIRCO – 22ND STREET, C-1 TO C-2, CITY MANAGER’S REPORT – JUNE20-06-318

Council Member West MOVED and it was duly seconded to approve the request for rezoning as recommended.

Motion PASSED by a vote of 5 to 0 (Mayor Walkup and Council Member Uhlich absent/excused).

DIR. OF DEVELOPMENT
SERVICES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

12. ZONING: (C9-06-06) BRETT – BROWN STREET, SR TO RX-1, CITY MANAGER’S REPORT – JUNE20-06-317

Council Member West MOVED and it was duly seconded to approve the request for rezoning as recommended.

Motion PASSED by a vote of 5 to 0 (Mayor Walkup and Council Member Uhlich absent/excused).

DIR. OF DEVELOPMENT SERVICES

13. ZONING: (C9-06-07) WYCOZONA – MARY ANN CLEVELAND WAY, RH TO R-1, CITY MANAGER’S REPORT – JUNE20-06-324

The following Condition was read into the record and replaces the current Condition #19:

“The following requirements restrictions apply to homes along the perimeter. All lots adjacent to existing single-story homes along the South boundary shall be restricted to single-story, all other lots may be one or two-story. A minimum of 50% of the lots adjacent to the West and North boundaries shall be single-story. One and two-story homes should be distributed in a manner that provides for varied building heights. All lots adjacent to the East boundary shall be single-story or two-story.”

Council Member Scott MOVED and it was duly seconded to approve the request for rezoning as recommended, including the change to Condition #19.

Motion PASSED by a vote of 5 to 0 (Mayor Walkup and Council Member Uhlich absent/excused).

DIR OF DEVELOPMENT SERVICES

14. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – JUNE20-06-308

Vice Mayor Leal appointed Ray Siqueiros to the Citizen Police Advisory Review Board.

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

15. ADJOURNMENT: 7:45 p.m.

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, June 27, 2006, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.