

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY JUNE 27, 2006

FROM: CITY MANAGER 

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

1. ROLL CALL: 5:39 p.m.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Steve Leal, Council Members Jose J. Ibarra, Carol West, Karin Uhlich, Shirley Scott, and Nina J. Trasoff, Kathleen S. Detrick, City Clerk

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

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Reverend Kati Houts, Water of Life Metropolitan Community Church, after which the Pledge of Allegiance was presented by the entire assembly.

PRESENTATION

- a. Proclamation to Endorse and Support the Implementation of a New National Agenda for Urban Parks and Recreation.
- b. Presenting a copper plaque to Dr. Herbert K. Abrams to honor his work in public health.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – JUNE27-06-327	
Council Member Trasoff thanked everyone who came to the Ward VI “Go Green” Open House last Thursday.	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – JUNE27-06-327 (Continued from previous page)

Council Member Trasoff announced that on Wednesday June 28th from 5-7pm, Ward VI is hosting an Art Open House, a reception to honor the local artists whose Art is on display at the Ward VI Council Office, 3202 East First Street.

4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS JUNE27-06-328

No report.

5. LIQUOR LICENSE APPLICATIONS – JUNE27-06-329

CARRABBA’S ITALIAN GRILL # 9, CITY # 50-06
CAFÉ PARAISO, CITY # 53-06
FRY’S FOOD & DRUG #58, CITY # 54-06
FRY’S SIGNATURE STORE #90, CITY # 55-06
CIRCLE K STORE # 2912, CITY # 57-06
SUSHI KING, CITY # 59-06
RADISSON SUITES TUCSON, CITY # AC13-06

Council Member Uhlich 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 7 to 0.

FAS FUEL, CITY # 52-06 (Continued from 6/20/06 Meeting)

Council Member Uhlich MOVED and it was duly seconded to direct staff to forward this application to the State Liquor Board with a recommendation for APPROVAL.

Motion PASSED by a vote of 7 to 0.

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

5. LIQUOR LICENSE APPLICATIONS – JUNE27-06-329 (Continued from previous page)

FRY’S FOOD & DRUG #33, CITY # 56-06

Council Member Scott MOVED and it was duly seconded to direct staff to forward this application to the State Liquor Board with a recommendation for APPROVAL.

Motion PASSED by a vote of 7 to 0.

RAMADA INN & SUITES FOOTHILLS, CITY # 58-06

Council Member West MOVED and it was duly seconded to direct staff to forward this application to the State Liquor Board with a recommendation for APPROVAL.

Motion PASSED by a vote of 7 to 0.

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

** ITEM “L” WAS DELETED FROM THE CONSENT AGENDA **

A. FINAL PLAT: (S05-242) COSTA DEL SOL CONDOMINIUMS, UNITS 101 TO 144 AND 201 TO 244, LIMITED COMMON ELEMENTS B AND P1 TO P88 AND COMMON ELEMENT “A” – JUNE27-06-335

DIR. OF DEVELOPMENT SERVICES

B. LIBRARY: NOTICE OF THE CITY’S DESIRE TO JOIN THE PIMA COUNTY FREE LIBRARY DISTRICT – JUNE27-06-346

RESOLUTION NO. 20372

DIR. OF LIBRARY

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>C. REAL PROPERTY: APPROVING A LEASE AGREEMENT WITH THE PIMA COUNTY FREE LIBRARY DISTRICT – JUNE27-06-348</p> <p>ORDINANCE NO. 10300</p>	<p><u>DIR. OF LIBRARY</u></p>
<p>D. TUCSON CODE: REPEALING (CHAPTER 18) RELATING TO LIBRARIES – JUNE27-06-347</p> <p>ORDINANCE NO. 10299</p>	<p><u>DIR. OF LIBRARY</u></p>
<p>E. FINANCE: WRITE-OFF OF UNCOLLECTIBLE ACCOUNTS RECEIVABLE – JUNE27-06-336</p> <p>RESOLUTION NO. 20373</p>	<p><u>DIR. OF FINANCE</u></p>
<p>F. FINANCIAL PARTICIPATION AGREEMENT: WITH TUCSON YOUTH DEVELOPMENT FOR YOUTH EMPLOYMENT SERVICES – JUNE27-06-337</p> <p>RESOLUTION NO. 20374</p>	<p><u>DIR. OF NEIGHORHOOD RESOURCES</u></p>
<p>G. PROFESSIONAL SERVICES: RENEWAL OF CONTRACT WITH SACKS TIERNEY LAW FIRM FOR REPRESENTATION ON WATER ISSUES – JUNE27-06-338</p> <p>RESOLUTION NO. 20375</p>	<p><u>DIR. OF UTILITY SERVICES</u></p>
<p>H. RIO NUEVO: APPROVING AN EXPENDITURE OF FUNDS BY THE RIO NUEVO MULTIPURPOSE FACILITIES DISTRICT FOR THE TUCSON ORIGINS HERITAGE PARK AND MISSION SAN AGUSTIN – JUNE27-06-339</p> <p>RESOLUTION NO. 20376</p>	<p><u>DIR. OF RIO NUEVO</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>I. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE JULIAN WASH LINEAR PARK – JUNE27-06-342</p> <p>RESOLUTION NO. 20377</p> <p>City Clerk Kathleen Detrick read a correction into the record. On Page 2 of the Mayor and Council Communication, under Financial Considerations, it indicates that the Pima County Bond ordinance will allocate funds to the Pantano River Park project and it should read Julian Wash Linear Park.</p>	<p><u>DIR. OF PARKS AND RECREATION</u></p>
<p>J. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR INCARCERATION OF CITY PRISONERS – JUNE27-06-341</p> <p>RESOLUTION NO. 20378</p>	<p><u>POLICE CHIEF</u></p>
<p>K. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE PANTANO RIVER PARK – JUNE27-06-340</p> <p>RESOLUTION NO. 20379</p>	<p><u>DIR. OF PARKS AND RECREATION</u></p>
<p>M. INDUSTRIAL DEVELOPMENT: AUTHORIZATION FOR THE ISSUANCE OF TUCSON INDUSTRIAL DEVELOPMENT AUTHORITY JOINT SINGLE FAMILY MORTGAGE REVENUE BONDS – JUNE27-06-334</p> <p>RESOLUTION NO. 20381</p>	<p><u>DIR. OF COMMUNITY SERVICES</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>N. ASSURANCE AGREEMENT: (S05-214) KILBURN TERRACE CONDOMINIUMS, A CONDOMINIUM CONVERSION PROJECT, UNITS 1101, 1102, 1103, 2101, 2102, 2103 AND 2104, COMMON AREA "A", LIMITED COMMON AREA "B" THROUGH "H" – JUNE27-06-343</p> <p>RESOLUTION NO. 20382</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>O. FINAL PLAT: (S05-214) KILBURN TERRACE CONDOMINIUMS SUBDIVISION, A CONDOMINIUM CONVERSION PROJECT, UNITS 1101, 1102, 1103, 2101, 2102, 2103 AND 2104, COMMON AREA "A", LIMITED COMMON AREA "B" THROUGH "H" – JUNE27-06-349</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>P. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR THE ARIZONA JAZZ ACADEMY – JUNE27-06-350</p> <p>RESOLUTION NO. 20383</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>Q. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR THE A-MOUNTAIN COMMUNITY, INC. – JUNE27-06-352</p> <p>RESOLUTION NO. 20384</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>Council Member Scott MOVED and it was duly seconded that items on the Consent Agenda (Except "L") be approved and/or adopted and proper action taken.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

L. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR THE POSITIVE AGING FOR WOMEN CONFERENCE JUNE27-06-331

RESOLUTION NO. 20380

Council Member Scott MOVED and it was duly seconded to pass and adopt Resolution No. 20380.

Motion PASSED by a vote of 7 to 0.

DIR. OF BUDGET AND RESEARCH

7. CALL TO THE AUDIENCE

Michael Toney thinks it is a bad idea to use herbicide on the buffelgrass on A-Mountain. He also feels that the University of Arizona Science Center and Bridge needs to go through the planning and zoning process.

Larry Lopez, President of the Police Officers Association, stated that the extra funds for compensation only became available because it was freed up by changes to the Public Safety Retirement System. He feels that it is necessary to compensate Public Safety Officers so that they are competitive with the Phoenix area agencies because the cost to hire, train and equip officers is very high.

Dorothy Jill Moreno feels there are still unresolved issues with the Compensation Plan regarding the allocation of additional funds, and how salaries are implemented in command level positions.

John Thomas feels that there needs to be more transparency in the process to determine compensation pay, ranges, and distribution of benefits across all unions and pay grades and that there needs to be more communication with employees about the issues that affect them.

Joe Jaimez spoke about the Compensation Plan and feels that all employees serve the public interest, and requested a 4% wage adjustment for all employees.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

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

Alan Lee, representative of AFSCME, stated that if the currently recommended pay plan goes through then public safety officers will have gotten more in one year than blue collar workers have received in four years, and requested the Council approve a fair wage adjustment for all employees.

Wanda Felix spoke about the hard work and contributions of water, parks, transportation, water and environmental services employees, and requested a 4% wage increase for all workers.

Linda Hatfield, representative of CWA/TACE, requested a fair and reasonable 4% wage increase for all workers.

John Martinez stated that employees of the Environmental Services Department work hard for the city and requested a 4% cost of living wage increase for all workers.

Ries Lindley stated that during the same time that population has grown 24%, the City workforce in most departments have decreased. As departments are doing more work with fewer people, the employees deserve to be compensated with a 4% pay raise.

Elizabeth Eberbach feels that the cost of living adjustments should be based on Federal statistics and that merits should be differentiated. She requested a 4.2% cost of living adjustment and also merit pay for employees.

William Mills feels that the City has a hardworking, talented and energetic workforce from top to bottom, and requested a uniform compensation adjustment for all employees.

Russ Dove spoke about his support for the Tucson Police Department.

Robert Martinez, representative of the Pima Area Labor Federation, requested fair treatment and parity of wage increases for their affiliated unions, including AFSCME and CWA/TACE.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

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 20, 2006) JUNE27-06-326

ORDINANCE NO. 10289

Council Member Ibarra MOVED and it was duly seconded to pass and adopt Ordinance No. 10289, Option 2, with a modification to provide an additional 1% Cost of Labor adjustment, effective November 12, 2006, for all non-commissioned employees except for those already identified as highly compensated. He further directed the City Manager to make any necessary budget adjustments to fund this modification and to return to Mayor and Council as needed.

City Attorney Mike Rankin then provided the following language to capture the motion amend the ordinance to affect the change:

A new Section 2 to Option 2 of Ordinance No. 10289. This new section 2 would read “That an additional 1% cost of labor adjustment (for a total fiscal year adjustment of 4%) and associated schedules will be implemented on November 12, 2006 for non-commissioned employees, except those described in Section 1 of this Ordinance as highly compensated.” The remaining sections would be renumbered accordingly and the title would be amended to reflect the new section.

Motion PASSED by a vote of 7 to 0.

DIR. OF HUMAN
RESOURCES

9. TUCSON CODE: AMENDING (CHAPTER 10) RELATING TO EMPLOYEES SEPARATING FROM THE CITY JUNE 25 THROUGH JULY 8, 2006 (CONTINUED FROM THE MEETING OF JUNE 20, 2006) – JUNE27-06-351

ORDINANCE NO. 10293

Council Member Scott MOVED and it was duly seconded to PASS and ADOPT Ordinance No. 10293.

Motion PASSED by a vote of 7 to 0.

DIR. OF HUMAN
RESOURCES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

10. PUBLIC HEARING: ZONING C9-06-08 PRESIDIO TERRACE – PASEO REDONDO, PAD-2 AMENDMENT, ORDINANCE ADOPTION – JUNE27-06-332

ORDINANCE NO. 10301

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

Motion PASSED by a vote of 7 to 0.

Council Member Ibarra MOVED and it was duly seconded to PASS and ADOPT Ordinance No. 10301.

Motion PASSED by a vote of 7 to 0.

DIR. OF DEVELOPMENT SERVICES

RECESS: 8:01 p.m.

RECONVENE: 8:09 p.m.

MAYOR AND COUNCIL: ALL PRESENT (Except Vice-Mayor Leal absent/excused)

STAFF: ALL PRESENT

11. ZONING: (C15-05-05) ESTABLISHING ORIGINAL CITY ZONING FOR THE MELPOMENE/22ND STREET ANNEXATION DISTRICT, COUNTY SR TO CITY SR, EXTENSION OF ENVIRONMENTAL RESOURCE ZONE, AND THE MAJOR STREETS AND ROUTES PLAN, CITY MANAGER’S REPORT AND ORDINANCE ADOPTION – JUNE27-06-333

ORDINANCE NO. 10296

Council Member Scott MOVED and it was duly seconded to PASS and ADOPT Ordinance 10296.

Motion PASSED by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).

DIR. OF DEVELOPMENT SERVICES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

12. ZONING: (C9-05-31) OLDOOZ DEVELOPMENT – MELPOMENE WAY, SR TO RX-2, CITY MANAGER’S REPORT – JUNE27-06-344

Council Member Scott MOVED and it was duly seconded to approve the Plan as presented by the Zoning Examiner.

Motion PASSED by a vote of 6 to 0 (Vice-Mayor Leal Absent/Excused).

DIR. OF DEVELOPMENT SERVICES

13. FINANCE: FIXING AND LEVYING THE PRIMARY AND SECONDARY PROPERTY TAXES FOR FISCAL YEAR 2007 – JUNE27-06-345

ORDINANCE NO. 10297

Council Member Trasoff MOVED and it was duly seconded to PASS and ADOPT Ordinance No. 10297.

Motion PASSED by a vote of 6 to 0 (Vice-Mayor Leal Absent/Excused)

DIR. OF BUDGET AND RESEARCH

14. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – JUNE27-06-330

Council Member Scott MOVED and it was duly seconded to appoint Aarone Possein (the Order of the Silver Rose) to the Veterans’ Affairs Committee.

Motion PASSED by a vote of 6 to 0 (Vice-Mayor Leal Absent/Excused).

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

15. RECONSIDERATION OF ORDINANCES 10290, 10292, 10294, 10295 AND RESOLUTIONS 20360, 20361, 20362, 20363, 20364, 20365, 20366, 20367, 20368, 20369, 20370 AND 20371 – JUNE27-06-354

CITY CLERK

ORDINANCE NO. 10290
ORDINANCE NO. 10292
ORDINANCE NO. 10294
ORDINANCE NO. 10295
RESOLUTION NO. 20360
RESOLUTION NO. 20361
RESOLUTION NO. 20362
RESOLUTION NO. 20363
RESOLUTION NO. 20364
RESOLUTION NO. 20365
RESOLUTION NO. 20366
RESOLUTION NO. 20367
RESOLUTION NO. 20368
RESOLUTION NO. 20369
RESOLUTION NO. 20370
RESOLUTION NO. 20371

Council Member Scott MOVED and it was duly seconded to Reconsider Ordinances 10290, 10292, 10294, 10295 AND Resolutions 20360, 20361, 20362, 20363, 20364, 20365, 20366, 20367, 20368, 20369, 20370 and 20371 to enable an earlier effective date.

Motion PASSED by a vote of 6 to 0 (Vice-Mayor Leal Absent/Excused).

Council Member Trasoff MOVED and it was duly seconded to PASS and ADOPT Ordinances 10290, 10292, 10294, 10295 and Resolutions 20360, 20361, 20362, 20363, 20364, 20365, 20366, 20367, 20368, 20369, 20370 AND 20371.

Motion PASSED by a vote of 6 to 0 (Vice-Mayor Leal Absent/Excused).

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

16. ADJOURNMENT: 8:16 p.m.

The next regularly scheduled meeting of the Mayor and Council will be held on Thursday, July 6, 2006, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona