

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY MARCH 25, 2002

FROM: CITY MANAGER _____

1. ROLL CALL: 7:38 P.M.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Carol West, Council Members Kathleen Dunbar, Shirley C. Scott, Steve Leal, and Fred Ronstadt, Kathleen S. Detrick, City Clerk

ABSENT/EXCUSED: Council Member Jose J. Ibarra

STAFF MEMBERS: James Keene, City Manager
Mike Letcher, Deputy City Manager
Michael House, City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Allen Franzke, Desert Valley 7th Day Adventist Church, after which the Pledge of Allegiance was led by Girl Scout Troop 234.

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<p>3. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS MARCH25-02-159</p> <p>City Manager, James Keene, announced:</p> <ol style="list-style-type: none">1. the details of the recently settled case Mavin v. City of Tucson2. As part of the Clean Air Fiesta, there will be a clean roads race and rally on Wednesday and Thursday will be Sun Tran's magical bus day.3. The Superior Court has ruled in favor of the City of Tucson regarding the lawsuits filed relating to Propositions 100 and 400.	

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4. CALL TO THE AUDIENCE

1. Brooke Davis addressed the Mayor and Council in support of the Leo Rich Theatre and encouraged the City to invest in this facility.
2. Robert Royce noted his opposition to the money the City has spent on the education campaign for “Lets Go Tucson!”
3. Deherrera Tapia encouraged the City to re-establish “after-hours” for restaurants and bars.
4. Julie Anderson, Juan Garcia, Dan Garcia and George Pettit addressed the Mayor and Council on the following topics:
 - a. commented on the Transportation tax and encouraged a modification to the plan
 - b. requested the Mayor and Council support immigration by:
 - identifying Tucson as an immigration and family friendly city
 - investing in and developing two immigration centers
 - accept immigration cards as forms of identification
 - protecting the rights of working immigrants
 - c. The Pima County Interfaith Council noted the successful programs they sponsor collaboratively with the City and noted they have not formally taken a position on the proposed transportation tax.
5. Dick Volk thanked the Mayor and Council for supporting his “People Helping Kids” golf mentoring program.
6. Linda Bulke, on behalf of AFSCME, urged the Mayor and Council to oppose federal SB 1961: Relating to Water.

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

- A. AGREEMENT: WITH THE U.S. ARMY CORPS OF ENGINEERS RELATING TO PLANNING ENVIRONMENTAL ASSISTANCE – MARCH25-02-168

RESOLUTION NO. 19157

ENV. MANAGEMENT

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<p>B. GRANT AGREEMENT: WITH THE STATE OF ARIZONA FOR A DUI ABATEMENT COUNCIL GRANT – MARCH25-02-169</p> <p>RESOLUTION NO. 19161</p>	<p><u>POLICE CHIEF</u></p>
<p>C. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA STATE LAND DEPARTMENT FOR RECIPROCAL WILDLAND FIREFIGHTING SERVICES – MARCH25-02-164</p> <p>RESOLUTION NO. 19156</p>	<p><u>FIRE CHIEF</u></p>
<p>D. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR SEWER BILLING SERVICES, FISCAL YEARS 2002 THROUGH 2005 – MARCH25-02-167</p> <p>RESOLUTION NO. 19158</p>	<p><u>DIR. OF WATER</u></p>
<p>E. FINANCE: CONTINGENCY FUND TRANSFER TO VOICES, COMMUNITY STORIES PAST AND PRESENT – MARCH25-02-170</p> <p>RESOLUTION NO. 19159</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>F. ASSURANCE AGREEMENT: (S01-008) LA VILLA AT VISTA DEL RIO SUBDIVISION, LOTS 31 – 37 AND COMMON AREAS “A” & “B” – MARCH25-02-162</p> <p>RESOLUTION NO. 19155</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>G. FINAL PLAT: (S01-008) LA VILLA AT VISTA DEL RIO SUBDIVISION, LOTS 31 –37 AND COMMON AREAS “A” & “B” – MARCH25-02-161</p>	<p><u>DIR. OF DEV. SERVICES</u></p>

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<p>H. AGREEMENT: RECLAIMED WATER AGREEMENT FOR COOLING TOWERS AT THE UNIVERSITY OF ARIZONA – MARCH25-02-172</p> <p>RESOLUTION NO. 19162</p>	<p><u>DIR. OF WATER</u></p>
<p>Council Member Ronstadt MOVED, SECONDED by Vice-Mayor West that items on the Consent Agenda be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p>	
<p>6. LIQUOR LICENSE APPLICATIONS – MARCH25-02-160</p> <p>CASA (COURT APPOINTED ADVOCATES FOR CHILDREN), CITY # T023-02 TUCSON BREAKFAST LIONS CLUB, CITY # T027-02 SOUTH TUCSON LIONS, CITY # T028-02 OLD CHICAGO, CITY # EP07-02 KICKSTART GRILL, CITY # EP10-02</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Scott that staff be directed to forward these applications to the State Liquor Board with recommendations for approval.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p> <p>(b)(1) GREEN FROG RESTAURANT, CITY # 013-02</p> <p>This item was continued for one week.</p> <p>(b)(2) SUNRISE OIL #4, City # 014-02</p> <p>This item was continued for one week.</p> <p>(b)(3) TIKI BOB’S CANTINA, CITY # 011-02</p>	<p><u>CITY CLERK</u></p>

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<p>This item was withdrawn.</p> <hr/> <p>7. SUBLEASE AGREEMENT: RIO NUEVO MULTIPURPOSE FACILITIES DISTRICT CERTIFICATES OF PARTICIPATION (TUCSON CONVENTION CENTER PROJECT) SERIES 2002 REFINANCING – MARCH25-02-157</p> <p>RESOLUTION NO. 19160</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Ronstadt to pass and adopt Resolution No. 19160.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p> <p>Council Member Scott MOVED to use the savings to reinvest in Leo Rich Theatre.</p> <p>The City Attorney advised this motion is outside the noticed item and should be placed on a future agenda.</p>	<p><u>DIR. OF FINANCE</u></p>
<p>8. ZONING: (C9-00-26) GORMALLY – GRANT ROAD, R-1 TO O-1, ORDINANCE ADOPTION – MARCH25-02-163</p> <p>ORDINANCE NO. 9688</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 9688.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p>	<p><u>DIR. OF PLANNING</u></p>
<p>9. ZONING: (HPZ 01-34) APPEAL OF THE PLANNING DIRECTOR’S DECISION – KEMMERLY COMPANIES, 824 N. SECOND AVENUE – MARCH25-02-173</p> <p>This item was continued to April 8, 2002.</p>	<p><u>DIR. OF PLANNING</u> <u>AGENDA COMMITTEE</u></p>

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<p>10. ZONING: (C9-01-23) PEPPER-VINER – SPEEDWAY BOULEVARD, RX-1 TO R-1, ZONING EXAMINER’S REPORT (CONTINUED FROM THE MEETING OF FEBRUARY 25, 2002) – MARCH25-02-174</p> <p>This item was continued to April 1, 2002.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>11. PUBLIC HEARING: ZONING (C9-00-21) BROADWAY HARRISON LLC – HARRISON ROAD, SR TO R-2, CHANGE OF CONDITIONS AND PRELIMINARY DEVELOPMENT PLAN – MARCH25-02-165</p> <p>Council Member Ronstadt MOVED, SECONDED by Vice-Mayor West to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Leal to approve the request as presented with the concerns raised regarding condition 1-d.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p>	<p><u>DIR. OF PLANNING</u></p>
<p>12. PUBLIC HEARING: ZONING (Co9-85-100) LA CIENEGA – SWAN ROAD, C-1, CHANGE OF CONDITIONS – ORDINANCE ADOPTION – MARCH25-02-166</p> <p>ORDINANCE NO. 9689</p> <p>Council Member Ronstadt MOVED, SECONDED by Vice-Mayor West to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Scott to approve as recommended by the City Manager and pass and adopt</p>	<p><u>DIR. OF PLANNING</u></p>

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<p>Ordinance No. 9689.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p>	
<p>13. PUBLIC HEARING: CITY OF TUCSON AND PIMA COUNTY CONSORTIUM DRAFT PUBLIC HOUSING AGENCY PLAN – MARCH25-02-171</p> <p>Council Member Ronstadt MOVED, SECONDED by Vice-Mayor West to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p> <p>Council Member Scott MOVED, SECONDED by Council Member Ronstadt to direct staff to return with a resolution adopting the FY 2003 Public Housing Agency Plan.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p>	<p><u>DIR. OF COMM. SERVICES</u></p>
<p>14. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – MARCH25-02-158</p> <p>Council Member Leal MOVED, SECONDED by Council Member Scott to appoint Dorothy Lewis to the Pima County/City of Tucson Commission on Addiction Treatment and Prevention and to appoint Maurice (Mac) McCarty (American Merchant Marine Veterans, Cactus Mariners Chapter) to the Veterans Affairs Committee.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p>	<p><u>CITY CLERK</u></p>
<p>15. CALL TO THE AUDIENCE</p> <p>No speakers.</p>	
<p>16. ADJOURNMENT: 8:35 P.M.</p> <p>The next scheduled meeting of the Mayor and Council will be held on</p>	

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Monday, April 1, 2002, at 2;00 p.m. in the Mayor and Council
Chambers, 255 W. Alameda, Tucson, Arizona.