

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY MAY 15, 2007

FROM: CITY MANAGER 

1. ROLL CALL: 5:38 p.m.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Shirley C. Scott, Council Members Jose J. Ibarra, Carol West, Karin Uhlich, Steve Leal and Nina J. Trasoff, Roger Randolph, Chief Deputy 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 Sister Lupita, Benedictine Monastery, after which the Pledge of Allegiance was led by Sahuaro Girl Scout Troop 1352.

PRESENTATIONS

- a. Presentation of certificates to the Catalina Foothills High School Chess Team for winning the National Championship
- b. Proclaiming the third Saturday of November each year to be "Play Day"
- c. Proclaiming May 20 to May 26 to be "Public Works Week"
- d. Presentation of the American Public Works Association Accreditation Awards to the Department of Transportation

The Chief Deputy City Clerk announced that Susie Rogers is available to provide Spanish language assistance for anyone who needs it.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – MAY15-07-269	
Council Member West reported on her visit to Henry Elementary to view the mural that 200 4 th and 5 th graders created in assistance with their teacher, Judy Darcy, and Raul Leon, the artist, using Youth Enrichment Funds from Ward II.	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – MAY15-07-269 (Continued from previous page)

Council Member West wanted to pay tribute to the Vista Del Sahuaro Youth Enrichment and Employment program, and noted that at a recent award ceremony she was presented with a quilt they created for her which she displayed to the audience. Council Member West also wanted to note that sadly, the young girl from Vista Del Sahuaro neighborhood who was at the ceremony and with whom she took her picture died in a traffic accident later that evening.

Council Member Uhlich announced that Habitat for Humanity and General Growth Properties have matched the \$7500 dollars currently in the Affordable Housing Trust Fund bringing the total to \$15,000 and challenged other community members and businesses to continue to match the funds in the account until the goal of 3 – 5 million is reached.

Council Member Leal suggested that Channel 12 show this running tally as an incentive for others to participate.

Council Member Trasoff announced that in the June 2007 Esquire Magazine, Hotel Congress was named one of the 10 best bars in the Country.

Council Member Trasoff announced a reception on Monday, May 21st, 2007 from 5:00-7:00 pm at the Ward VI Office, 3202 E. First Street, for an Exhibition of Photography and Writing by Catalina Magnet High School students on how it feels like to be an immigrant teenager in Tucson and how their new home looks and feels through their eyes.

Mayor Walkup congratulated Council Member Trasoff on her birthday.

Council Member Trasoff announced the birth of her grandchild.

4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS
MAY15-07-270

No report.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

5. LIQUOR LICENSE APPLICATIONS – MAY15-07-261

DOUBLETREE HOTEL, CITY 25-07
DANNY’S BABOQUIVARI LOUNGE, CITY 27-07

Vice-Mayor Scott 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.

BUM STEER, CITY 23-07

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 DENIAL.

7-ELEVEN #21814C, CITY 26-07

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

Motion PASSED by a vote of 7 to 0.

CITY CLERK

At this time, Consent Item 7-U was considered

U. REAL PROPERTY: LEASE AGREEMENT AND ALLOCATION OF PROCEEDS FROM THE JUHAN PARK LAND SALE FOR THE ST. JOHN’S PARK DEVELOPMENT MAY15-07-289

RESOLUTION NO. 20669

Chief Deputy City Clerk Roger Randolph read a correction into the record on Exhibit 1 to Resolution No. 20669 which sets the dates of the lease from May 15, 2007 to May 15, 2032.

Council Member Ibarra MOVED and it was duly seconded to PASS and ADOPT Consent Item U as amended.

CITY MANAGER

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

U. REAL PROPERTY: LEASE AGREEMENT AND ALLOCATION OF PROCEEDS FROM THE JUHAN PARK LAND SALE FOR THE ST. JOHN'S PARK DEVELOPMENT MAY15-07-289 (Continued from previous page)

Motion PASSED by a vote of 7 to 0.

6. CALL TO THE AUDIENCE

Jeff Berkholder spoke about materials that an immigrant rights group is distributing.

William Dell spoke of the importance of art in the downtown area and requests that Mayor and Council support downtown arts with funding and a process in which all can participate.

Michael Toney spoke about The Bridges PAD and he feels it will cause local businesses and the environment to suffer.

Bishop Chicago spoke about a petition he is circulating regarding anti-discrimination.

Joe Sweeney spoke about Section 8 housing and he thinks that illegal immigrants are living there.

Russ Dove spoke about bureaucracy and feels this is causing a lack of action by government agencies on the topic of immigration.

Roy Warden spoke about a federal lawsuit he is filing.

Robert Reus spoke about his plan to run for City Council.

Thelema Hughes spoke about a letter being circulated downtown that she feels is discriminatory.

Ruth Beeker spoke about real estate transactions and she feels there needs to be a more transparent process and more outreach to neighbors on these items.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

7. CONSENT AGENDA

**ITEMS "U" AND "V" WERE CONSIDERED SEPARATELY **

A. FINAL PLAT: (S06-239) COLUMBUS COURT, A CONDOMINIUM, UNITS 1 TO 6, COMMON ELEMENTS "A", AND LIMITED COMMON ELEMENTS "1" AND "2" – MAY15-07-263

DIR. OF DEVELOPMENT SERVICES

B. FINAL PLAT: (S06-182) THE POST CONDOMINIUMS – MAY15-07-281

DIR. OF DEVELOPMENT SERVICES

C. FINANCE: SALE OF GENERAL OBLIGATION BONDS, SERIES 2000-F – MAY15-07-273

DIR. OF FINANCE

ORDINANCE NO. 10389

D. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY SUPERIOR COURT FOR PROVIDING JURORS TO TUCSON CITY COURT – MAY15-07-272

CITY COURT

RESOLUTION NO. 20666

E. FINANCE: SALE OF WATER SYSTEM REVENUE BONDS, SERIES 2005-B – MAY15-07-274

DIR. OF FINANCE

ORDINANCE NO. 10388

F. TUCSON CODE: AMENDING (CHAPTER 19) RELATING TO LIQUOR LICENSE FEES FOR CONTINUATION OF A RESTAURANT LICENSE – MAY15-07-262

CITY CLERK

ORDINANCE NO. 10402

AGENDA ITEM /MAYOR AND COUNCIL ACTION

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<p>G. REAL PROPERTY: VACATION AND CONVEYANCE OF RIGHTS OF WAY LOCATED ON MISSOURI STREET, MINER STREET, AND STATE AVENUE TO THE DEVELOPER OF IRVINGTON PLACE SUBDIVISION – MAY15-07-264</p> <p>ORDINANCE NO. 10403</p>	<p><u>DIR. OF TRANSPORTATION</u></p>
<p>H. REAL PROPERTY: ACQUISITION OF PROPERTY FOR A REPLACEMENT POTABLE WATER SUPPLY WELL – MAY15-07-265</p> <p>RESOLUTION NO. 20661</p>	<p><u>DIR. OF WATER</u></p>
<p>I. REAL PROPERTY: ACQUISITION OF EASEMENTS FOR FIBER OPTIC COMMUNICATION LINE FROM HAYDEN-UDALL WATER TREATMENT PLANT TO OTHER WATER FACILITIES – MAY15-07-266</p> <p>RESOLUTION NO. 20662</p>	<p><u>DIR. OF WATER</u></p>
<p>J. ASSURANCE AGREEMENT: (S05-246) BARRIO OCHOA SUBDIVISION, LOTS 1 TO 5 AND COMMON AREA “A” – MAY15-07-276</p> <p>RESOLUTION NO. 20665</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>K. FINAL PLAT: (S05-246) BARRIO OCHOA SUBDIVISION, LOTS 1 TO 5 AND COMMON AREA “A” – MAY15-07-277</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>L. ASSURANCE AGREEMENT: (S06-019) IRVINGTON PLACE SUBDIVISION (RCP), LOTS 1 TO 755, BLOCK A, B, AND C, AND COMMON AREAS “A”, “B”, “C”, “D”, AND “E” – MAY15-07-282</p> <p>RESOLUTION NO. 20663</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

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<p>M. FINAL PLAT: (S06-019) IRVINGTON PLACE SUBDIVISION (RCP), LOTS 1 TO 755, BLOCK A, B, AND C, AND COMMON AREAS "A", "B", "C", "D", AND "E" – MAY15-07-283</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>N. ASSURANCE AGREEMENT: (S05-207) RILLITO CROSSING MARKET PLACE SUBDIVISION, LOTS 1 AND 2 – MAY15-07-278</p> <p>RESOLUTION NO. 20664</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>O. FINAL PLAT: (S05-207) RILLITO CROSSING MARKET PLACE SUBDIVISION, LOTS 1 AND 2 – MAY15-07-279</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>P. PUBLIC IMPROVEMENTS: PANTANO WASH, NORTH OF BROADWAY BOULEVARD DISTRICT BANK PROTECTION IMPROVEMENT (CONTINUED FROM THE MEETING OF APRIL 17, 2007) – MAY15-07-260</p> <p>RESOLUTION NO. 20621</p>	<p><u>DIR. OF FINANCE</u></p>
<p>Q. PARKS AND RECREATION: APPROVAL OF AN AGREEMENT WITH FREEDOM LITTLE LEAGUE, INC., FOR NEW SCOREBOARDS AT FREEDOM PARK – MAY15-07-285</p> <p>RESOLUTION NO. 20667</p>	<p><u>DIR. OF PARKS AND RECREATION</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>R. WATER: AMENDMENT TO THE 49ER WATER COMPANY PURCHASE AGREEMENT – MAY15-07-286</p> <p>RESOLUTION NO. 20668</p> <p>Chief Deputy City Clerk Roger Randolph read a correction into the record that the attachment labeled Exhibit A to Resolution No. <u>20668</u> should have been labeled Attachment A to Exhibit 1 to Resolution No. <u>20668</u>.</p>	<p><u>DIR. OF WATER</u></p>
<p>S. TUCSON CODE: AMENDING (CHAPTER 28) THE PROCUREMENT CODE – MAY15-07-284</p> <p>ORDINANCE NO. 10404</p>	<p><u>DIR. OF PROCUREMENT</u></p>
<p>T. APPROVAL OF MINUTES – MAY15-07-288</p>	<p><u>CITY CLERK</u></p>
<p>Council Member Leal MOVED and it was duly seconded that items on the Consent Agenda, except “U” and “V” which were considered separately, be approved and/or adopted and proper action taken.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	
<p>V. MEMORIAL: URGING THE U.S. DEPARTMENT OF TRANSPORTATION FREIGHT STUDY STEERING COMMITTEE TO SELECT INTERSTATE 10 FROM FLORIDA TO CALIFORNIA AS A CRITICAL FREIGHT TRANSPORTATION CORRIDOR – MAY15-07-287</p> <p>Vice-Mayor Scott MOVED and it was duly seconded to pass and adopt Consent Item V.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>CITY ATTORNEY</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

8. PUBLIC HEARING: CITY OF TUCSON RECOMMENDED BUDGET FOR FISCAL YEAR 2008 – MAY15-07-267

Council Member Ibarra MOVED and it was duly seconded to CLOSE the Public Hearing.

Motion PASSED by a vote of 7 to 0.

DIR. OF BUDGET
AND RESEARCH

9. PUBLIC HEARING: BROADWAY BOULEVARD, KOLB ROAD TO PANTANO ROAD DISTRICT LIGHTING IMPROVEMENT – MAY15-07-268

RESOLUTION NO. 20660

Vice-Mayor Scott MOVED and it was duly seconded to CLOSE the Public Hearing.

Motion PASSED by a vote of 7 to 0.

Council Member West MOVED and it was duly seconded to PASS and ADOPT Resolution No. 20660.

Motion PASSED by a vote of 7 to 0.

DIR. OF FINANCE

10. ZONING: (C9-07-02) MARSON – RIVER ROAD, O-2 TO C-1, CITY MANGER’S REPORT – MAY15-07-280

Council Member Uhlich MOVED and it was duly seconded to AUTHORIZE the request for rezoning as recommended by the Zoning Examiner.

Motion PASSED by a vote of 7 to 0.

DIR. OF DEVELOPMENT
SERVICES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

11. TUCSON CODE: AMENDING (CHAPTER 12) REQUIRING REPORTING OF INDEPENDENT EXPENDITURES IN CITY ELECTIONS – MAY15-07-275

ORDINANCE NO. 10401

Council Member Trasoff MOVED and it was duly seconded to PASS and ADOPT Ordinance No. 10401.

Motion PASSED by a vote of 7 to 0.

CITY ATTORNEY

12. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – MAY15-07-271

Council Member Trasoff MOVED and it was duly seconded to appoint Albert Guidero and Dr. Sarah Herr to the Tucson Pima County Historical Commission.

Motion PASSED by a vote of 7 to 0.

CITY CLERK

13. ADJOURNMENT: 7:27 p.m.

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, May 22, 2007, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.