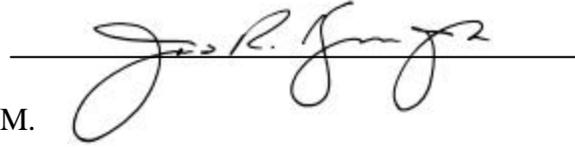


# MAYOR AND COUNCIL - REGULAR MEETING

## ADMINISTRATIVE ACTION REPORT AND SUMMARY

NOVEMBER 22, 2004

FROM: CITY MANAGER



1. ROLL CALL: 5:38 P.M.

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

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

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Bishop John McLeod, Central Ward, Tucson Arizona Stake, The Church of Jesus Christ of Latter-day Saints, after which the Pledge of Allegiance was presented by the entire assembly.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – NOV22-04-650	
a. Council Member Dunbar announced a recent bill passed by Congress has resulted in a grant award of \$500,000 for sidewalks and streetscapes on Campbell. Ms. Dunbar also gave early announcement of a Landfill Tour scheduled for January 29 <sup>th</sup> which will be leaving from the Ward 3 Ward Office at 8:45 am.	
b. Council Member Scott announced Ward 4, Pima County Supervisor Ray Carrol's Office, Davis Monthan, Pima College East, Santa Rita High School and KGUN 9 have all partnered to celebrate TROOPS night (Thanks and Recognition of Our Overseas Personnel Serving) which will be held December 7 <sup>th</sup> from 5-7 pm at Santa Rita Football field. Call 791-3199 for more information	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS  
NOV22-04-651

City Manager, James Keene, announced:

- a. Tucson Police Department was recognized as a finalist for the Community Policing Award from the International Association of Police Chiefs.
- b. The Sun Tran Shuttle for Friday's University of Arizona v. Arizona State Football game will move from Park Place Mall to the Rillito Park to avoid overcrowding the shopping malls. The Hi Corbett and Fry's Shuttle remain unchanged.
- c. The Edith Ball Therapeutic Recreation Center celebrated a grand opening over the weekend.
- d. Filming of Steven King's miniseries, "Desperation" will cause the temporary closure of Congress near the Rialto Theatre on Tuesday July 30<sup>th</sup>. Traffic will be re-routed beginning at 4:00 am
- e. Reid Park Zoo has a new member, Kobe, who is a female polar bear.

5. LIQUOR LICENSE APPLICATIONS – NOV22-04-646

CAFÉ RAMEY, CITY # 078-04  
ROCKETT J'S CLASSIC ROCK CAFÉ, CITY # 086-04  
NORTH FOURTH AVENUE MERCHANTS ASSOC.,  
CITY # T099-04  
THE TUCSON RODEO COMMITTEE, INC., CITY # T100-04  
TUCSON MUSEUM OF ART, CITY # T104-04

Council Member Ibarra MOVED, SECONDED by Council Member West 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 # 084-04

This application was withdrawn.

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

5. LIQUOR LICENSE APPLICATIONS – NOV22-04-646 (Cont'd from previous page)

TUCSON BOTANICAL GARDENS, CITY # T098-04

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Ibarra 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 "E" WAS DELETED FROM THE CONSENT AGENDA \*\*

A. FINANCE: SALE OF CERTIFICATES OF PARTICIPATION FOR CAPITAL IMPROVEMENTS, SERIES 2004-B – NOV22-04-645

RESOLUTION NO. 19970

DIR. OF FINANCE

B. INTERGOVERNMENTAL AGREEMENT: WITH SUNNYSIDE UNIFIED SCHOOL DISTRICT FOR RECIPROCAL USE OF DISTRICT FACILITIES AND CITY PARKS – NOV22-04-652

RESOLUTION NO. 19973

DIR. OF PARKS  
AND RECREATION

C. SERVICE CONTRACT: WITH THE SOUTHERN ARIZONA CENTER AGAINST SEXUAL ASSAULT TO PROVIDE FOR JOINT EDUCATIONAL COMMUNITY PRESENTATIONS AND OUTREACH ACTIVITIES – NOV22-04-644

RESOLUTION NO. 19974

POLICE CHIEF

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>D. TUCSON CODE: AMENDING (CHAPTER 10) RELATING TO CITY OF TUCSON EMPLOYEE CONDUCT AND DISCIPLINE – NOV22-04-654</p> <p>ORDINANCE NO. 10088</p>	<p><u>CITY MANAGER</u></p>
<p>F. REAL PROPERTY: APPROVING A LEASE AGREEMENT FOR OFFICE SPACE AT 345 EAST TOOLE AVENUE FOR THE DEPARTMENT OF URBAN PLANNING AND DESIGN NOV22-04-655</p> <p>RESOLUTION NO. 19976</p>	<p><u>DIR. OF GENERAL SERVICES</u></p>
<p>Council Member West MOVED, SECONDED by Vice-Mayor Ronstadt that items on the Consent Agenda (Except “D”) be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor Ronstadt to reconsider the motion that items on the Consent Agenda (Except “D”) be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member West MOVED, SECONDED by Council Member Ibarra that items on the Consent Agenda (Except “E”) be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

E. STATEWIDE LEGISLATION: EXPRESSING THE CITY'S INTENT TO APPLY POLICIES SET FORTH IN CITY MANAGER'S ADMINISTRATIVE DIRECTIVE 2.02-23 TO CITY OFFICERS AND EMPLOYEES WHO BECOME INVOLVED IN LITIGATION AS A RESULT OF PROPOSITION 200 – NOV22-04-653

RESOLUTION NO. 19975

Council Member Leal MOVED, SECONDED by Council Member Scott to pass and adopt Resolution No. 19975 and ask that a working group consisting of City, County, State and school officials be created to act as a clearinghouse for enforcement issues as this law moves through the system.

Council Member Scott offered an amendment to ask the State to create a "hotline" for interpretation questions and asked the City Manager to draft a memo to employees explaining the ramifications of this law.

Amendment acceptable.

Motion, as amended, PASSED by a vote of 7 to 0.

CITY ATTORNEY

7. CALL TO THE AUDIENCE

- a. Michael Toney commented to the Mayor and Council on various issues including: music as a social indicator and the rise in crimes committed by 13-17 year-olds, Tucson Water's Long Range Plan, and Davis Monthan airplane paths.
- b. Bill Katzel updated the Mayor and Council on the El Tour Platinum Challenge and the Mayor's Challenge.
- c. Robert Farnstein commented to the Mayor and Council regarding the positive impacts of the Church Without Walls.
- d. Raymond Rodriguez addressed the Mayor and Council on the consequences of the passages of Proposition 200.
- e. Mike Sousa urged the Mayor and Council to consider banning the use of "less than lethal" weapons by the Tucson Police Department.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

7. CALL TO THE AUDIENCE (Cont'd from previous page)

- f. Adelene Sampson urged the Mayor and Council to consider banning the use of "less than lethal" weapons by the Tucson Police Department.
- g. Catherine Rodriguez applauded the Mayor and Council action taken regarding Proposition 200, noting the creation of a task force will be beneficial to the community.

8. ZONING: (C9-03-23) LOWE'S – KOLB ROAD C-1 TO C-2, ORDINANCE ADOPTION, CORRECTION OF ZONING LINE – NOV22-04-647

ORDINANCE NO. 10087

Council Member West MOVED, SECONDED by Council Member Dunbar to pass and adopt Ordinance No. 10087 relating to zoning: amending Ordinance No. 10017 to amend the map showing the zoning district boundaries in the area located at the northeast corner of Speedway Boulevard and Kolb Road in Case C9-03-23, Lowe's – Kolb Road, C-1 to C-2.

Motion PASSED by a vote of 7 to 0.

DIR. OF DEV.  
SERVICES

9. ZONING: (C9-04-11) LANDMARK SERIES I – FIRST AVENUE, MH-1 TO C-1, CITY MANAGER'S REPORT – NOV22-04-648

Council Member Dunbar MOVED, SECONDED by Vice-Mayor Ronstadt to approve the request for rezoning in Case C9-04-11 as recommended by the Zoning Examiner with the conditions put in place by the City Manager.

Motion PASSED by a vote of 7 to 0.

DIR. OF DEV.  
SERVICES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>10. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – NOV22-04-649</p> <p>There were no appointments at this time.</p>	<p><u>CITY CLERK</u></p>
<p>11. ADJOURNMENT: 6:30 p.m.</p> <p>The next regularly scheduled meeting of the Mayor and Council will be held on Monday, December 6, 2004 at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.</p>	