

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

OCTOBER 7, 2002

FROM: CITY MANAGER _____

1. ROLL CALL: 2:02 P.M.

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

STAFF MEMBERS: James Keene, City Manager
Liz R. Miller, Assistant City Manager
Michael House, City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Vic Cruz, Tucson Independent Baptist Church, after which the Pledge of Allegiance was led by Fifth Graders from Wheeler Elementary School.

PRESENTATIONS:

- a. Presentation of the 2002 Energy Star Award from the Environmental Protection Agency, for excellence in energy at the Thomas O. Price Center Building # 1 to Mayor Walkup.
- b. Vice-Mayor West and Mayor Walkup proclaimed Tucson as a city that is Concerned for the Education of All Children.

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3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – OCT7-02-592	
Vice-Mayor West invited the public to her office Saturday, October 12, 2002 (7575 E. Speedway) at 1:00 p.m. to hear a balanced presentation from the League of Women Voters regarding the ballot propositions.	

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4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS
OCT7-02-593

City Manager, James Keene, announced:

- a. 155,000 copies of the The First Annual report to Citizens for the City of Tucson were sent out as part of the Arizona Daily Star on Sunday October, 6, 2002. An additional 3,000 copies are available for distribution.
- b. The Biennial Budget is now available on CD.
- c. This Saturday, staff from Transportation's Streets and Traffic Maintenance Division will be cleaning up downtown as part of the department's first "down and dirty downtown Saturday".
- d. The Human Relations Commission has been honored with William Sears Vision and Action Award presented by the spiritual assembly of the Bahais of Greater Tucson.
- e. Associate Presiding Magistrate of the City Court, Tony Riojas has forwarded information from Superior Court, that on September 26, 2002 an administrative order was signed directing that most traffic fines and sanctions within Pima County will be increased by \$36; Criminal Speeding and Red Light Violation will increase by \$99. City Court will implement these changes January 1, 2003.
- f. Channel 12 topped 15 stations across the country and was awarded first place for Excellence in Government Programming at the 2002, NATOA Conference. This is the 5th Station of the Year Award in the past 7 years.

5. CALL TO THE AUDIENCE

- a. Leslie Daniels presented the Mayor and Council with a petition supporting City Manager, James Keene.

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<p>6. <u>CONSENT AGENDA</u></p> <p>*****ITEMS "T" AND "V" WERE DELETED FROM THE CONSENT AGENDA *****</p> <p>A. FINAL PLAT: (C02-003) RIO NUEVO, BLOCKS 1 – 15, AND COMMON AREAS "A", "B", AND "C" – OCT7-02-577</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>B. TUCSON CODE: AMENDING (CHAPTER 28) PROVIDING FOR DIRECT SALE OF SURPLUS FIRE EQUIPMENT AND VEHICLES TO PUBLIC SAFETY AGENCIES – OCT7-02-579</p> <p>ORDINANCE NO. 9773</p>	<p><u>FIRE CHIEF</u></p>
<p>C. REAL PROPERTY: VACATION OF A PORTION OF SENTINEL AVENUE RIGHT-OF-WAY AT CLARK STREET AND GRANADA AVENUE FOR THE RIO NUEVO MULTI-PURPOSE FACILITIES DISTRICT – OCT7-02-578</p> <p>ORDINANCE NO. 9770</p>	<p><u>DIR. OF TRANS</u></p>
<p>D. REAL PROPERTY: PUBLIC UTILITIES EASEMENT FOR WESTERN EMULSIONS RELOCATION – OCT7-02-580</p> <p>ORDINANCE NO. 9774</p>	<p><u>DIR. OF TRANS</u></p>
<p>E. LEASE AGREEMENT: RENEWAL OF LEASE OF CERTAIN CITY-OWNED PROPERTY TO THE FEDERAL AVIATION ADMINISTRATION – OCT7-02-591</p> <p>ORDINANCE NO. 9775</p>	<p><u>DIR. OF TRANS</u></p>

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<p>F. PUBLIC IMPROVEMENTS: FLOWING WELLS ROAD, ROGER ROAD TO MIRACLE MILE DISTRICT SIDEWALK IMPROVEMENT – OCT7-02-581</p> <p>RESOLUTION NO. 19334</p>	<p><u>DIR. OF TRANS</u></p>
<p>G. PUBLIC IMPROVEMENTS: PANTANO ROAD, ESCALANTE ROAD TO IRVINGTON ROAD DISTRICT LIGHTING IMPROVEMENT – OCT7-02-582</p> <p>RESOLUTION NO. 19359</p>	<p><u>DIR. OF TRANS</u></p>
<p>H. PUBLIC IMPROVEMENTS: SILVERCROFT ADDITION DISTRICT LIGHTING IMPROVEMENT – OCT7-02-583</p> <p>RESOLUTION NO. 19358</p>	<p><u>DIR. OF TRANS</u></p>
<p>J. FINANCE: CONTINGENCY FUND TRANSFER FOR THE CONFERENCE FOR INDUSTRY AND EDUCATION COLLABORATION – OCT7-02-584</p> <p>RESOLUTION NO. 19372</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>K. APPROVAL OF MINUTES: OCTOBER 8, 2001 DECEMBER 10, 2001 DECEMBER 17, 2001 JANUARY 7, 2002 FEBRUARY 11, 2002</p>	<p><u>CITY CLERK</u></p>
<p>L. TUCSON CODE: AMENDNG (CHAPTER 22) RELATING TO THE CITY EMPLOYEE SUPPLEMENTAL RETIREMENT SYSTEM BOARD – OCT7-02-586</p> <p>ORDINANCE NO. 9776</p>	<p><u>DIR. OF FINANCE</u></p>
<p>M. PUBLIC IMPROVEMENTS: KOLB ROAD, SPEEDWAY</p>	<p><u>DIR. OF TRANS</u></p>

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<p>BOULEVARD TO 22ND STREET DISTRICT LIGHTING IMPROVEMENT – OCT7-02-587</p> <p>RESOLUTION NO. 19357</p>	
<p>N. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COMMUNITY COLLEGE EMERGENCY MEDICAL TRAINING AND EDUCATIONAL PROGRAMS – OCT7-02-594</p> <p>RESOLUTION NO. 19373</p>	<p><u>FIRE CHIEF</u></p>
<p>O. FINANCE: CONTINGENCY FUND TRANSFER FOR THE MIRACLE ON CHURCH STREET CHILDREN’S HOLIDAY EVENT – OCT7-02-575</p> <p>RESOLUTION NO. 19374</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>P. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE UNIVERSITY OF ARIZONA FOR INTERNET CONNECTION – OCT7-02-588</p> <p>RESOLUTION NO. 19375</p>	<p><u>DIR. OF INFO. TECHNOLOGY</u></p>
<p>Q. ASSURANCE AGREEMENT: (S02-018) CENTREPARK II (A RESIDENTIAL CLUSTER PROJECT), LOTS 23 –27, 117, AND 118, COMMON AREAS “A” AND “B”, AND BLOCKS “A”, “B”, AND “C” – OCT7-02-596</p> <p>RESOLUTION NO. 19378</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>R. FINAL PLAT: (S02-018) CENTREPARK II (A RESIDENTIAL CLUSTER PROJECT), LOTS 23 –27, 117, AND 118,</p>	<p><u>DIR. OF DEV. SERVICES</u></p>

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<p>COMMON AREAS "A" AND "B", AND BLOCKS "A", "B", AND "C" – OCT7-02-589</p>	
<p>S. INTERGOVERNMENTAL AGREEMENT: WITH MARICOPA COUNTY SHERIFF FOR THE ARIZONA METHAMPHETAMINE PROGRAM – OCT7-02-597</p> <p>RESOLUTION NO. 19376</p>	<p><u>POLICE CHIEF</u></p>
<p>T. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE NEIGHBORHOOD REINVESTMENT PROGRAM IN WESTERN HILLS, BARRIO HISTORICO, KEELING, AND LAS VISTAS NEIGHBORHOODS – OCT7-02-595</p> <p>RESOLUTION NO. 19377</p>	<p><u>NEIGHBORHOOD RESOURCES</u></p>
<p>U. ANNEXATION: MARVIN ANNEXATION DISTRICT – OCT7-02-599</p> <p>ORDINANCE NO. 9765</p>	<p><u>PLANNING TASK FORCE</u></p>
<p>Council Member Ibarra MOVED, SECONDED by Council Member Scott that items on the Consent Agenda (Except "P" and "V") be approved and/or adopted and proper action taken).</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>I. FINANCE: CONTINGENCY FUND TRANSFER FOR</p>	<p><u>DIR. OF BUDGET</u></p>

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<p>NATIVE SEEDS/SEARCH – OCT7-02-585</p> <p>RESOLUTION NO. 19371</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Leal to pass and adopt Resolution No. 19371 with a seven-way split funding a total of \$2,050.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>AND RESEARCH</u></p>
<p>V. PETITION: RESPONSE TO PETITION FROM TUCSON ASSOCIATION OF CITY WORKERS REGARDING THE CITY MANAGER – OCT7-02-602</p> <p>Council Member Scott MOVED, SECONDED by Council Member Leal to continue this item for further work regarding specific questions.</p> <p>Council Member West MOVED, SECONDED by Council Member Ronstadt to substitute the motion to ask the City Manager to send the Mayor and Council a response to the questions about neighborhoods and other questions that were not addressed by today’s document and that a separate meeting regarding labor relations and involving union representatives be scheduled.</p> <p>Substitute motion <u>PASSED</u> by a vote of 5 to 2 (Council Members Ibarra and Leal dissenting).</p>	<p><u>CITY ATTORNEY</u></p>
<p>7. LIQUOR LICENSES – OCT7-02-576</p> <p>KIWANIS CLUB DE AMIGOS, CITY # T073-02 TUCSON BLUES SOCIETY INC., CITY # T075-02 MARCH OF DIMES: PATRICK SNIEZEK-CHAIRPERSON NADINE HANSON-SO. AZ. DIRECTOR, CITY # T076-02 SAINTS PETER AND PAUL CATHOLIC SCHOOL, CITY # T077-02 ALTRUSA INTERNATIONAL, INC. OF TUCSON, CITY # TO80-02 BIG BROTHERS BIG SISTERS ATTORNEY MENTORING PROJECT (AMP), CITY # TO82-02</p>	<p><u>CITY CLERK</u></p>

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<p>SAGUARO ROTARY, CITY # T085-02 TUCSON PRIDE, INC., CITY # T086-02 TMC FOUNDATION, CITY # T093-02 CONGRESS TAP ROOM, INC., CITY # EP47-02</p> <p>Vice-Mayor West 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 7 to 0.</p>	
<p>8. TUCSON CODE: AMENDING (CHAPTER 7) PROHIBITING ANIMALS WITHIN THE BOUNDARIES OF A STREET FAIR; AND DESIGNATING BOUNDARIES AND DATES FOR THE FOURTH AVENUE STREET FAIR (CONT'D FROM THE MEETING OF SEPTEMBER 23, 2002) – OCT7-02-600</p> <p>ORDINANCE NO. 9768 RESOLUTION NO. 19365</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Dunbar to pass and adopt Resolution No. 19365.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Dunbar to continue Ordinance No. 9768 indefinitely.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY ATTORNEY</u></p>
<p>9. ZONING: (C9-02-15) CITY OF TUCSON – COURT AVENUE, HC-3 TO HR-3; CITY MANAGER’S REPORT – OCT7-02-590</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Leal to the approve the request for rezoning from HC-3 to HR-3 as recommended by the Zoning Examiner.</p>	<p><u>DIR. OF DEV. SERVICES</u></p>

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<p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>10. PUBLIC HEARING: DOWNTOWN, GREASEWOOD ROAD, VALLEY ROAD <i>MAJOR STREETS AND ROUTES PLAN</i> AMENDMENT, (CONT'D FROM THE MEETING OF SEPTEMBER 23, 2002) – OCT7-02-601</p> <p>RESOLUTION NO. 19362</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 7 to 0.</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Leal to pass and adopt Resolution No. 19362.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>PLANNING TASK FORCE</u></p>
<p>11. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – OCT7-02-598</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member Scott to appoint Herbert Rogers (Spanish Trail Chapter NCOA) and Arden V. Fox (American Legion Post #73) to the Veterans' Affairs Committee.</p>	<p><u>CITY CLERK</u></p>

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Motion PASSED by a vote of 7 to 0.

Council Member Scott announced her personal appointments of Michael Tone to the Budget Advisory Committee and Marv Kea to the Small Business Commission.

Council Member Ronstadt indicated that next week he would like to present a “liaison report” on his Sister City’s trip to Guadalajara.

(NOTE: Time will be set aside during the October 21, 2002 Study Session for this item.)

12. CALL TO THE AUDIENCE

- a. Jill Moreno addressed the Mayor and Council regarding item 5-V and noted the concerns listed: retaliation, hiring and promotion practices, accountability, unresolved Water’s issues, job description availability, buy-back sick leave, “raises by group” use of City email by pro City Manager petition.
- b. James Modiset addressed the Mayor and Council and noted concerns regarding the pay plan specifically where upper management compared at national market and lower employees compared locally.
- c. Richard Cook addressed the Mayor and Council in opposition to the City Manager.
- d. Linda Bohlke addressed the Mayor and Council with a concern regarding the City management.

13. ADJOURNMENT: 3:24 P.M.

The next regularly scheduled meeting of the Mayor and Council will be held

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on Monday, October 14, 2002, at 7:30 p.m., in the Mayor and Council
Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.