

MAYOR AND COUNCIL, APPOINTED OFFICIALS AND DEPARTMENT HEADS

FROM: CITY MANAGER \_\_\_\_\_

ADMINISTRATIVE ACTION REPORT AND SUMMARY  
MAYOR AND COUNCIL STUDY SESSION OF MARCH 6, 2000

Mayor Robert E. Walkup called the Study Session to order at 12:11 p.m. in the Mayor and Council Chambers, City Hall Tower, Tucson, Arizona.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup  
 Vice-Mayor Steve Leal (Ward 5)  
 Counc. Jose J. Ibarra, (Ward 1)  
 Counc. Carol W. West, (Ward 2)  
 Counc. Jerry Anderson, (Ward 3) (Arrived at 12:50 p.m.)  
 Counc. Shirley C. Scott, (Ward 4)  
 Counc. Fred Ronstadt, (Ward 6)

STAFF: Luis G. Gutierrez, City Manager  
 Thomas J. Berning, City Attorney  
 Kathleen S. Detrick, City Clerk

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>1. Executive Session – Krebbs v. City of Tucson (City-Wide) – SS/MARCH6-00-87</p> <p>3. Executive Session – Artis v. City of Tucson (City-Wide) – SS/MARCH6- 00-98</p> <p>19. Executive Session – City of Tucson v. MCI WorldCom (City-Wide) – SS/MARCH6-00-102</p> <p>Council Member West MOVED, SECONDED by Council Member Scott that Mayor and Council to into Executive Session for discussion or consultation for legal advice with the attorneys for the City of Tucson pursuant to A.R.S. 38.431.03(A)(3) regarding Artis v. City of Tucson and discussion or consultation with the attorneys for the City of Tucson in order to consider its position and instructs attorneys regarding the City of Tucson’s position in pending or contemplated litigation pursuant to A.R.S. 38-431.03(A)(4) regarding Krebbs v. City of Tucson, Artis v.City of Tucson and City of Tucson v. MCI WorldCom.</p>	

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>1. Executive Session – Krebs v. City of Tucson (City-Wide) – SS/MARCH6-00-87</p> <p>3. Executive Session – Artis v. City of Tucson (City-Wide) – SS/MARCH6- 00-98</p> <p>19. Executive Session – City of Tucson v. MCI WorldCom (City-Wide) – SS/MARCH6-00-102</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Anderson absent/excused).</p>	
<p>RECESS: 12:12 P.M.          RECONVENE: 12:40 P.M.          MAYOR &amp; COUNCIL: ALL PRESENT (EXCEPT COUNC. ANDERSON ABSENT/EXCUSED)          STAFF: ALL PRESENT</p>	
<p>Executive Session was held from 12:13 p.m. to 12:36 p.m.</p>	
<p>Council Member Scott MOVED, SECONDED by Council Member Ronstadt that Mayor and Council return to open session.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Anderson absent/excused).</p>	
<p>2. Mayor and Council Direction Regarding Executive Session – Krebs v. City of Tucson (City-Wide) – SS/MARCH6-00-88</p> <p>Council Member West MOVED, SECONDED by Council Member Ronstadt that staff be directed to proceed as discussed in Executive Session in the case of Krebs v. City of Tucson.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Anderson absent/excused).</p>	<p><u>CITY ATTORNEY</u>          Is responsible</p>
<p>4. Mayor and Council Direction Regarding Executive Session – Artis v.City</p>	

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>of Tucson (City-Wide) – SS/MARCH6-00-99</p> <p>Vice-Mayor Leal <b>MOVED, SECONDED</b> by Council Member Scott that staff be directed to proceed as discussed in Executive Session in the case of Artis v. City of Tucson.</p> <p>Motion <b>PASSED</b> by a vote of 6 to 0 (Council Member Anderson absent/excused).</p>	<p><u>CITY ATTORNEY</u> Is responsible</p>
<p>20. Mayor and Council Direction Regarding Executive Session – City of Tucson v. MCI WorldCom (City-Wide) – SS/MARCH6-00-103</p> <p>Council Member Scott <b>MOVED, SECONDED</b> by Council Member Ronstadt that staff be directed to proceed as discussed in Executive Session in the case of City of Tucson v. MCI WorldCom.</p> <p>Motion <b>PASSED</b> by a vote of 6 to 0 (Council Member Anderson absent/excused).</p>	<p><u>CITY ATTORNEY</u> Is responsible <u>DIR. OF INFO. TECH.</u> Is informed</p>
<p>5. Mayor and Council Discussion of Regular Agenda – SS/MARCH6-00-84</p> <p>This item was not discussed.</p>	
<p>6. Boards, Committees and Commissions (City-Wide) – SS/MARCH6-00-92</p> <p>Formal action was taken at the Regular Session.</p>	<p>See AAR&amp;S of the Regular Meeting of 3/6/00 Item #6</p>
<p>8. Proposed Amendments to City Code 11-36 Sitting on Sidewalks (City-Wide) – SS/MARCH6-00-93</p> <p>Council Member Ronstadt <b>MOVED, SECONDED</b> by Council Member Scott to schedule the proposed ordinance for adoption in two weeks.</p> <p>Motion <b>PASSED</b> by a vote of 6 to 0 (Council Member Anderson absent/excused).</p>	<p><u>CITY ATTORNEY</u> Is responsible <u>AGENDA COMMITTEE</u> Is informed</p>
<p>9. Sale of \$19,400,000 Junior Lien Street and Highway Revenue Bonds (City-Wide) – SS/MARCH6-00-95</p>	

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>Brief presentation was made by the Director of Finance, Kay Gray.                       (Council Member Anderson arrived at 1:50 p.m.)</p>	<p><u>DIR. OF FINANCE</u>                      Is informed</p>
<p>10. State Legislative Matters (City-Wide) – SS/MARCH6-00-86</p> <p>11. Federal Legislative Matters (City-Wide) – SS/MARCH6-00-96</p> <p>Council Member West <b>MOVED, SECONDED</b> by Vice-Mayor Leal to direct staff to send a letter in support of HB 1404 – Salary Adjustments; State Employees.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Anderson absent/excused).</p> <p>Council Member Ibarra <b>MOVED, SECONDED</b> by Council Member Scott to direct staff to opposed H2054 – Cities and Towns; Incorporation.</p> <p>Motion <u>FAILED</u> by a vote of 3 to 4 (Council Members West, Ronstadt and Anderson and Vice-Mayor Leal dissenting).</p> <p>Council Member Anderson <b>MOVED, SECONDED</b> by Vice-Mayor Leal to direct staff to send a letter to the delegation in support of the Emergency Supplemental Appropriations to the Workforce Investment Act.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member West <b>MOVED, SECONDED</b> by Vice-Mayor Leal to direct staff to oppose SB1611 – To Amend the Internet Tax Freedom Act to broaden its scope and make the moratorium permanent, and for other purposes.</p> <p>Motion <u>WITHDRAWN</u>.</p>	<p><u>DIR. OF INTER. AFFAIRS</u>                      is responsible</p>
<p>7. Pima County Census Effort (City-Wide) – SS/MARCH6-00-89</p>	

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<p>Presentation was made. No formal action required.</p> <p>Council Member Scott offered a challenge to other Council Offices to create an incentive within their wards to increase census returns.</p> <p>(Council Member Ibarra departed at 1:21 p.m. and returned at 1:31 p.m.)            (Council Member Anderson departed at 1:30 p.m. and returned at 1:31 p.m.)</p>	<p><u>DIR. OF INTER. AFFAIRS</u>            Is informed</p>
<p>12. Approval of the Proposed Five-Year Capital Improvement Program for Fiscal Year 2000-01 through 2004-05 (City-Wide) – SS/MARCH6-00-90</p> <p>Council Member Scott <b>MOVED, SECONDED</b> by Council Member Anderson that Mayor and Council approve the shift of \$200,000 to the bus shelter project.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u>            Is informed</p>
<p>13. Metropolitan Housing Commission Activity Update (City-Wide) – SS/MARCH6-00-91</p> <p>Presentation was made. No formal action required.</p>	<p><u>DIR. OF COMM. SERVICES</u>            Is informed</p>
<p>RECESS: 1:50 P.M.            RECONVENE: 2:50 P.M.            MAYOR &amp; COUNCIL: ALL PRESENT (COUNCIL MEMBER RONSTADT ARRIVED AT 2:54 P.M.)            STAFF: ALL PRESENT</p>	
<p>15. Back to Basics Program Update (City-Wide) – SS/MARCH6-00-100</p> <p>(Council Member Ronstadt arrived at 1:54 p.m.)</p> <p>Vice-Mayor Leal suggested that letters be sent to the Board of Supervisors and the school districts thanking them for their Back to Basics efforts.</p> <p>15. Back to Basics Program Update (City-Wide) – SS/MARCH6-00-100</p> <p>Vice-Mayor Leal also commented that more effort should be given to</p>	<p><u>CITY MANAGER</u>            Is responsible</p> <p><u>BACK TO BASICS</u></p>

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<p>“firming up” estimates at the front end.</p> <p>Council Member Scott MOVED, SECONDED by Council Member Ronstadt to direct the City Manager to return with options to phase out (decrease) block grant funding and increasing other sources of funding.</p> <p>Council Member Anderson offered a friendly amendment to include options for bottom-line budget increases.</p> <p>Amendment acceptable to the maker.</p> <p>Motion, as amended, <u>PASSED</u> by a vote of 7 to 0.</p> <p>There was apparent Mayor and Council consensus to continue Back to Basics as a one-year program.</p> <p>(Council Member Anderson departed at 3:44 p.m. and returned at 3:45 p.m.)          (Council Member Ronstadt departed at 3:44 p.m. and returned at 3:45 p.m.)          (Vice-Mayor Leal departed at 3:44 p.m. and returned at 3:46 p.m.)</p>	<p><u>DIRECTOR TEAM</u> Is informed</p> <p><u>CITY MANAGER</u> Is responsible</p> <p><u>DIR. OF BUDGET AND RESEARCH</u> Is informed</p>
<p>RECESS: 3:44 P.M.          RECONVENE: 3:45 P.M.          MAYOR &amp; COUNCIL: ALL PRESENT          STAFF: ALL PRESENT (EXCEPT COUNC. ANDERSON &amp; VICE-MAYOR LEAL ABSENT/EXCUSED)</p>	
<p>14. Balanced Development Policy Framework (City-Wide) SSMARCH6-00-94</p> <p>Vice-Mayor Leal MOVED, SECONDED by Council Member Ibarra to support staff’s proposal and adopt the Balanced Development Policy Framework and give consideration to:</p> <ol style="list-style-type: none"> <li>1. Eliminating sales tax waivers on construction in newly annexed areas</li> <li>2. further defining the methodology of the cost of service delivery used to analyze potential annexations</li> </ol> <p>14. Balanced Development Policy Framework (City-Wide) – SS/MARCH6-00-94</p> <ol style="list-style-type: none"> <li>3. pursuing geographic planning units to map out industrially zoned parcels and develop long-term plans that would encourage</li> </ol>	<p><u>DIR. OF PLANNING</u> Is responsible</p>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>downzoning.</p> <p>4. Planning for “redevelopment corridors” using existing tools such as tax abatements and encouraging partnerships with programs such as Back to Basics that can balance communities.</p> <p>Council Member Anderson offered a friendly amendment to urge staff to research what has been done in other communities and come back with specific recommendations.</p> <p>Amendment acceptable to the maker.</p> <p>Council Member Ibarra requested staff think out of the box and develop unique recommendations to “connect” neighborhoods that are not currently connected.</p> <p>Motion, as amended, <u>PASSED</u> by a vote of 6 to 0 (Council Member West dissenting).</p> <p>(Council Member Ibarra departed at 4:30 p.m.)</p>	<p><u>DIR. OF PLANNING</u> Is responsible</p>
<p>16. Citywide Safety Procedures (City-Wide) – SS/MARCH6-00-101</p> <p>Council Member Ronstadt <u>MOVED</u> to direct staff to continue the 5-star safety program at Tucson Water and expedite the program’s implementation citywide.</p> <p>Council Member West <u>MOVED</u>, <u>SECONDED</u> by Vice-Mayor Leal a second motion to look at the day-to-day practices and lines of communication and authority.</p> <p>Vice-Mayor Leal clarified this motion to state the information should be a “baseline analysis”.</p> <p>16. Citywide Safety Procedures (City-Wide) – SS/MARCH6-00-101</p> <p>There appeared to Mayor and Council consensus that both motions be considered together.</p>	<p><u>DIR. OF WATER</u> Is responsible <u>CITY MANAGER</u> <u>AND DIR. OF FINANCE</u> Are informed</p>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>City Manager, Luis Gutierrez, advised staff would return with a good explanation of what the 5-star program is and a calendar showing where it is going to go and how long it will take.</p> <p>Vice-Mayor Leal also requested a list of other cities that have been using 5-star.</p> <p>Council Member Anderson offered an amendment to the motion to include the direction that at the same time the 5-star program is presented, that there be a presentation from the Multi-Agency Inspection Team.</p> <p>Amendment acceptable to the maker.</p> <p>Combined motion, as amended, <u>PASSED</u> by a vote of 6 to 0 (Council Member Ibarra absent/excused).</p>	<p><u>DIR. OF FINANCE</u> Is responsible</p> <p><u>DIR. OF FINANCE</u> Is responsible</p>
<p>17. Mayor and Council Discussion of Future Agendas – SS/MARCH6-00-85</p> <p>1. <u>Sign Code</u></p> <p>Council Member Ronstadt requested a discussion item be scheduled regarding non-conforming signs.</p> <p>2. <u>Notification Procedures</u></p> <p>Vice-Mayor Leal requested an item be scheduled to create a notification policy requiring that when a “notice of violation” is sent, the actual code section be cited.</p> <p>3. <u>Agenda Process</u></p> <p>Council Member Anderson requested clarification regarding the policy for changing the meeting times, and also requested that each Council Office review the Agenda Committee packet and eliminate any items possible.</p>	<p><u>DIR. OF DEV. SVCS.</u> Is responsible</p> <p><u>CITY MANAGER</u> Is responsible</p> <p><u>AGENDA COORDINATOR</u> Is responsible</p>
<p>17. Mayor and Council Discussion of Future Agendas – SS/MARCH6-00-85</p> <p>4. <u>Ice-O-Plex</u></p> <p>Council Member West requested a discussion item regarding Ice-</p>	<p><u>CITY MANAGER</u> Is responsible</p>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>O-Plex be scheduled for March 20, 2000.</p> <p>5. <u>July 3, 2000 Mayor &amp; Council Meeting</u></p> <p>Council Member West requested a discussion item for March 20, 2000 regarding reconsideration of the July 3, 2000 meeting date.</p>	<p><u>AGENDA COMMITTEE</u> <u>AND CITY CLERK</u> Are responsible</p>
<p>ADJOURNMENT: 4:44 P.M.</p> <p>VERBATIM TAPE RECORD AVAILABLE UPON REQUEST FROM THE CITY CLERK'S OFFICE.</p>	