

MAYOR AND COUNCIL, APPOINTED OFFICIALS AND DEPARTMENT HEADS

FROM: CITY MANAGER _____

ADMINISTRATIVE ACTION REPORT AND SUMMARY
MAYOR AND COUNCIL STUDY SESSION OF SEPTEMBER 25, 2000

Mayor Robert E. Walkup called the Study Session to order at 1:10 P.M. in the Mayor and Council Chambers, City Hall Tower, Tucson, Arizona.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup
Vice-Mayor Anderson, (Ward 3)
Counc. Jose J. Ibarra, (Ward 1)(Arrived during Executive Session)
Counc. Carol West, (Ward 2)
Counc. Shirley C. Scott, (Ward 4)
Counc. Steve Leal, (Ward 5)
Counc. Fred Ronstadt, (Ward 6)

STAFF: James Keene, City Manager
Michael House, City Attorney
Brad Detrick, Deputy City Attorney
Kathleen S. Detrick, City Clerk

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>1. Executive Session Southern Arizona Water Rights Settlement Act Amendments (City-Wide) SS/SEPT25-00-421</p> <p>Council Member West MOVED, SECONDED by Council Member Leal to go into Executive Session as noticed in the agenda for Southern Arizona Water Rights Settlement Act Amendments pursuant to A.R.S. Section 38-431.03 (A) (4).</p> <p>Motion PASSED by a vote of 6 to 0, (Council Member Ibarra Absent/Excused).</p>	
<p>RECESS: 1:11 P.M. RECONVENE: 1:43 P.M. MAYOR & COUNCIL: All PRESENT STAFF: ALL PRESENT</p>	
<p>Executive Session held from 1:12 P.M. to 1:41 P.M.</p>	
<p>Council Member West MOVED, SECONDED by Council Member</p>	

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>Anderson to return to Open Session.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	
<p>2. Mayor and Council Direction Regarding Executive Session – Southern Arizona Water Rights Settlement Act Amendments SS/SEPT25-00-422</p> <p>Council Member West MOVED, SECONDED by Council Member Leal direct the City Attorney to proceed as discussed in Executive Session regarding Executive Session – Southern Arizona Water Rights Settlement Act Amendments.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>CITY ATTORNEY</u> Is responsible <u>DIR. OF WATER</u> Is informed</p>
<p>3. Operation of the Clearwater Renewable Resource Facility (formerly CAVSARP) and Central Wellfield beginning Spring 2001 (City-Wide and Outside the City) SS/SEPT25-00-428</p> <p>Presentation made. No formal action required.</p>	<p><u>DIR. OF WATER</u> Is informed</p>
<p>4. Downtown Area District Heating and Cooling Project (City-Wide) SS/SEPT25-00-420</p> <p>Council Member West MOVED, SECONDED by Council Member Leal to direct staff to proceed with the project, and to finalize the contract with New Energy Ventures.</p> <p>Motion PASSED by a vote of 5 to 2, (Council Members Ronstadt and Ibarra dissenting).</p>	<p><u>DIR. OF OPERATIONS</u> Is responsible <u>CITY MANAGER’S OFFICE</u> and <u>DIR. OF PROCUREMENT</u> Are informed</p>
<p>5. CDBG Process (City-Wide) SS/SEPT25-00-424</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member West continue this item to next week.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF COMMUNITY SERVICES</u> Is responsible <u>AGENDA COMMITTEE</u> Is informed</p>
<p>RECESS: 3:17 P.M. RECONVENE: 3:30 P.M.</p>	

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>MAYOR & COUNCIL: ALL PRESENT STAFF: ALL PRESENT</p>	
<p>6. Funding of Agencies that Discriminate (City-Wide) SS/SEPT25-00-429</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Scott that the City of Tucson prohibit the direct or indirect grant of discretionary City funds to any organization, foundation, or association that supports organizations that have a policy of exclusionary discrimination on the basis of race, color, religion, ancestry, sex, age, disability, national origin, sexual orientation, gender identity, familial status or marital status. These policies shall go into effect for FY 2001-2002. It was also moved that the City Manager report to Mayor and Council by written memorandum in 120 days from today:</p> <ul style="list-style-type: none"> a) A report on whether the City of Tucson, organizations that distribute discretionary City funds and organizations that receive discretionary City funds are in full compliance with this policy. This should give staff enough time to make changes in the FY 2001-2002 City budget if necessary. b) A plan for the steps the City of Tucson is taking to comply with this policy. c) A plan for monitoring how organizations that distribute discretionary City funds are complying with this policy d) A report or audit of how organizations that distribute discretionary City of Tucson funds have allocated these funds over the last three years, with a full accounting of what funds were allocated to which recipients and what funds were used to cover that organization's administrative costs. <p>Mayor and Council direct the City Attorney's office to monitor current litigation in the state of Connecticut regarding the legal status of ECAP contributions. The outcome of this case may help clarify whether these contributions are to be considered public or private donations under the law. The City Attorney shall report to Mayor and Council in a written memorandum upon the outcome of the Connecticut case and suggest modifications in this non-discrimination policy at that time.</p> <p>Should these motions pass, I would strongly encourage the United Way of Tucson and Southern Arizona and other organizations that distribute City funds to follow the laws and policies of the City of Tucson and adopt funding practices that are consistent with ours if they wish to continue to receive City funds.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF COMMUNITY SRVS.</u> <u>Is responsible With Assistance</u> <u>From FINANCE, BUDGET</u> <u>& RESEARCH, EEO Office and</u> <u>CITY ATTORNEY</u></p> <p><u>CITY ATTORNEY'S</u> <u>OFFICE</u> Is responsible</p>
<p>7. Boards, Committees and Commissions (City-Wide) SS/SEPT25-00-423</p> <p>No discussion.</p>	<p><u>CITY CLERK</u> is informed</p>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>Formal action taken at Regular meeting.</p>	<p>See AAR&S of the Regular Meeting of 9/25/00, Item #10</p>
<p>8. Mayor and Council Discussion of Regular Agenda SS/SEPT25-00-425</p> <p>Vice-Mayor Anderson requested Consent Item B and Liquor License J-7 be considered separately.</p>	<p><u>CITY CLERK</u> Is informed</p>
<p>9. Mayor and Council Discussion of Future Agendas SS/SEPT25-00-426</p> <p><u>Speed Humps</u> Vice-Mayor Anderson requested Tucson Fire provide in writing, their policy regarding speed humps.</p>	<p><u>FIRE CHIEF</u> Is responsible and Coordinate With <u>DIR. OF TRANS.</u></p>
<p>10. Metropolitan Energy Commission Annual Report (Ward 4) SS/SEPT25-00-431</p> <p>Item continued indefinitely at the request of Council Member Scott.</p>	<p><u>OFFICE OF SPECIAL PROJECTS and AGENDA COMMITTEE</u> are informed</p>
<p>11. KidCo Facilities – Existing Capacity of Child Care Need In Our Community and Opportunities for Expansion in the Future (City-Wide) (Continued from Meeting of 9/18/00) SS/SEPT25-00-430</p> <p>Council Member Leal MOVED, SECONDED by Vice-Mayor Anderson to direct staff and Mayor and Council to work together with private organizations and other governmental agencies where appropriate, and come back in 90 days with a plan on how to expedite the expansion of programs that address child care needs. This would involve a needs assessment and a plan that would build upon what are already established.</p> <p>Council Member Leal offered a substitute motion, seconded by Council Member West to direct staff to return in 1 or 2 weeks with how this issue falls in the priorities so the Mayor and Council can have enough information to give direction prior to budget season.</p> <p>Motion PASSED by a vote of 5 to 2 (Council Members Ronstadt and Scott dissenting).</p>	<p><u>DIR. OF PARKS & RECREATION and CITY MANAGER</u> Are responsible</p>
<p>12. Parameters for Negotiating Annexations (City-Wide) (Continued from Meeting of 9/18/00) SS/SEPT25-00-419</p> <p>Council Member Leal MOVED, SECONDED by Council Member Ibarra to ask the City Manager and the City Attorney to come up with a</p>	<p><u>CITY MANAGER and CITY ATTORNEY</u></p>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>recommendation for how the Mayor and Council can converse with staff to set up the parameters (resources) for annexation agreements prior to negotiating them.</p> <p>Motion PASSED by a vote of 4 to 3, (Mayor Walkup and Council Member Scott and Ronstadt).</p>	<p>Are responsible <u>OFFICE OF SPECIAL PROJECTS</u> Is informed</p>
<p>14. Presentation from the Southern Arizona Institute of Advanced Technology SS/SEPT25-00-432</p> <p>No formal action required.</p>	
<p>ADJOURNED: 4:57 P.M.</p> <p><i>VERBATIM TAPE RECORD AVAILABLE UPON REQUEST FROM THE CITY CLERK'S OFFICE</i></p>	