

MAYOR AND COUNCIL, APPOINTED OFFICIALS AND DEPARTMENT HEADS

FROM: CITY MANAGER _____

ADMINISTRATIVE ACTION REPORT AND SUMMARY
MAYOR AND COUNCIL STUDY SESSION OF SEPTEMBER 4, 2001

Mayor Robert E. Walkup called the Study Session to order at 1:06 P.M. in the Mayor and Council Chambers, City Hall Tower, Tucson, Arizona.

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

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

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
1. Executive Session – Howard v. City of Tucson (City-Wide) SS/SEPT4-01-295 3. Executive Session – Martinez v. City of Tucson (City-Wide) SS/SEPT4-01-293 Council Member West MOVED, SECONDED by Vice-Mayor Ronstadt to go into executive Session for Howard v. City of Tucson and Martinez v. City of Tucson as noticed on the agenda. Motion PASSED by a vote of 6 to 0 (Council Member Ibarra absent/excused)	<u>DIRS. OF WATER AND FINANCE</u> Are informed
RECESS: 1:09 P.M. RECONVENE: 1:45 P.M. MAYOR & COUNCIL: ALL PRESENT (VICE-MAYOR RONSTADT ARRIVED AT 1:46 P.M.) STAFF: ALL PRESENT	

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<p>Executive Session was held from 1:10 P.M. to 1:44 P.M.</p>	
<p>Council Member Leal MOVED, SECONDED by Council Member West to return to Open Session.</p> <p>Motion PASSED by a vote of 6 to 0 (Vice-Mayor Ronstadt absent/excused).</p>	
<p>2. Mayor and Council Direction Regarding Executive Session – Howard v. City of Tucson (City-Wide) SS/SEPT4-01-296</p> <p>Council Member West MOVED, SECONDED by Council Member Scott to direct the City Attorney to proceed as discussed in Executive Session regarding Howard v. City of Tucson.</p> <p>Motion PASSED by a vote of 6 to 0 (Vice-Mayor Ronstadt absent/excused).</p>	<p><u>DIR. OF WATER</u> Is informed</p>
<p>4. Mayor and Council Direction Regarding Executive Session – Martinez v. City of Tucson (City-Wide) SS/SEPT4-01-294</p> <p>Council Member West MOVED, SECONDED by Council Member Scott to direct the City Attorney to proceed as discussed in Executive Session regarding Martinez v. City of Tucson.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF FINANCE</u> Is informed</p>
<p>5. Update on Domestic Violence Activities and Financial Participation Agreement with the Brewster Center (City-Wide) SS/SEPT4-01-300</p> <p>Council Member Leal MOVED, SECONDED by Council Member Anderson to:</p> <ul style="list-style-type: none"> • approve the Financial Participation Agreement with the Brewster Center for the ongoing provision of domestic violence advocacy services and * • approve the domestic violence workplan submitted by Craig Snow <p>(*Formal action on the Financial Participation Agreement is on today’s Consent Agenda item D)</p> <p>Motion PASSED by a vote of 7 to 0</p>	<p><u>CITY MANAGER</u> Is informed</p>

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<p>6. Boards, Committees and Commissions (City-Wide) SS/SEPT4-01-299</p>	<p><u>CITY CLERK</u></p>
<p>Formal action taken at the Regular Meeting.</p>	<p>Is informed</p>
<p>7. Mayor and Council Discussion of Regular Agenda (City-Wide) SS/SEPT4-01-297</p>	<p>See AAR&S of the Regular Session of 9/4/01, Item #14</p>
<p><u>Telecommunications: Authorizing a Temporary Non-Exclusive License to Cox Arizona Telecom, to Provide Local Telephone Service on a Pilot Basis</u></p>	<p><u>DIR. OF INFORMATION TECHNOLOGY</u></p>
<p>Council Member Leal requested this item be considered separately.</p>	<p>Is informed</p>
<p><u>Grant Agreement: With the Arizona Criminal Justice Commission for a Full-Service Forensic Crime Laboratory</u></p>	<p><u>CHIEF OF POLICE</u></p>
<p>Is informed</p>	<p><u>CHIEF OF POLICE</u></p>
<p><u>Grant Agreement: with the Arizona Criminal Justice Commission for the Mantis Program</u></p>	<p>Is informed</p>
<p><u>Intergovernmental Agreement: with Pima County for Design and Construction of the Fairview-Limberlost Drainage Relief Project</u></p>	<p><u>DIR. OF TRANSPORTATION</u></p>
<p>Is informed</p>	<p><u>DIR. OF PARKS & REC.</u></p>
<p><u>Intergovernmental Agreement: with Pima County for Freedom Park Center</u></p>	<p>Is informed</p>
<p><u>Intergovernmental Agreement: with Pima County and the Rio Nuevo Multipurpose Facilities District for the Development of Mission Gardens and</u></p>	<p><u>CITY MANAGER</u></p>
<p><u>Financial Participation Agreement: with Tucson Arts District Partnership, Inc.</u></p>	<p>Is informed</p>
<p><u>CITY MANAGER</u></p>	<p>Is informed</p>
<p>Council Member Scott requested these items be considered separately.</p>	
<p>RECESS: 2:05 P.M. RECONVENE: 4:06 P.M. MAYOR & COUNCIL: ALL PRESENT STAFF: ALL PRESENT</p>	

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<p>8. Resolutions to be Presented to the Arizona League of Cities and Towns (City-Wide) SS/SEPT4-01-303</p> <p>Council Member Anderson MOVED, SECONDED by Council Member West to adopt the resolutions presented, with stronger language if possible, and the addition of a “Senior –related Resolution.”</p> <p>Council Member Anderson noted the additional resolution should return to Mayor and Council for final approval.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF INTERGOV. AFFAIRS</u> Is responsible</p> <p><u>AGENDA COMMITTEE</u> Is informed</p>
<p>9. Contingency Fund Process (City-Wide) SS/SEPT4-01-302</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member West to approve staff recommendation with Option 2 which includes:</p> <ol style="list-style-type: none"> 1) The Mayor and Council delegate the authority to the City Manager to disburse the contingency funds within budget and adopt contingency fund policies. 2) During the fiscal year, the Mayor and individual Council Members can present recommendation tot he City Manager for specific use of the funds. 3) The City Manager and City Attorney review the recommendations for adherence to Mayor and Council adopted policies. <ul style="list-style-type: none"> • If the contingency fund policies that have been adopted by Mayor and Council have been followed, disbursement proceeding will be initiated. • The City Manager is available to work with the mayor or individual council member to modify or remedy recommendations as needed. Exceptional circumstances may require that the request be sent to the full Mayor and Council for their consideration as a study session request for funds item. As long as there are no legal constraints and a majority of the Mayor and Council approves the request, disbursement proceedings are initiated after regular session adoption of a resolution. 4) Budget and Research Department prepares the disbursement paperwork and distributes the check. 5) A contingency fund grant agreement is signed by the organization receiving the disbursement. 6) A report of these allocations and balances is made to Mayor and Council on a quarterly basis. 	

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<p>Council Member Ibarra withdrew his motion.</p> <p>Council Member Anderson made a substitute motion, SECONDED by Council Member Scott to go with Option 1 with attachment B and a six month review. Option 1 includes:</p> <ol style="list-style-type: none">1) An individual council member or the mayor places a specific request for funds on the Mayor and Council Consent Agenda. Mayor and Council either approve or deny the request.2) If the request is approved, Budget and Research Department prepares the disbursement paperwork and distributes the check.3) A contingency fund grant agreement is signed by the organization receiving the disbursement.4) A report of these allocations and balances is made to Mayor and Council on a quarterly basis. <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF BUDGET & RESEARCH</u> Is responsible <u>AGENDA COMMITTEE & ALL CITY DEPARTMENTS</u> Are informed</p>
<p>10. Proposed Review of the New Jersey Rehabilitation Subcode as it Could Apply to Tucson (City-Wide) SS/SEPT4-01-301</p> <p>Council Member West noted that in light of this item her previous request to investigate Building Codes as they relate to Historic Building (AARS# NOV13-00-future) should be removed.</p> <p>Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Anderson to continue to work and include various stakeholders (code review and historic preservation) and come back in March.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF DEV. SERVICES, AGENDA COMM. & HIST. PRESERVATION</u> Are informed <u>DIR. OF DEVELOPMENT SERVICES</u> Is responsible <u>AGENDA COMMITTEE</u> Is informed</p>
<p>11. Citizens' Advisory Committee: Transportation Initiative (City-Wide) SS/SEPT4-01-304</p> <p>Vice Mayor Ronstadt MOVED, SECONDED by Council Member Leal to direct staff to continue with the proposed public involvement program and the Citizen's Advisory Committee.</p> <p>Council Member Anderson noted that the intent to maintain current funding levels for public transit should be explicit.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF TRANSPORTATION</u> Is responsible</p>

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<p>12. Mayor and Council Discussion of Future Agendas (City-Wide) SS/SEPT4-01-298</p> <p>(Council Member Leal departed at 5:20 P.M.)</p> <p>Vice Mayor Ronstadt requested a discussion item be scheduled for Monday September 10, 2001 to review options for the 22nd Street/I-10 project and address Pima County allegations.</p> <p>Vice Mayor Ronstadt requested an update on a Sun Tran strike should the strike occur.</p> <p>Council Member Anderson requested a Special meeting be called should a strike occur.</p> <p>Council Member Scott requested an update on Soapbox Derby's relative to her earlier request (AARS# FEB98-523F). (To be handled off agenda.)</p> <p>Council Member West requested a briefing on the situation with political signs and private property (to be handled off agenda).</p>	<p><u>DIR. OF TRANSPORTATION</u> Is responsible <u>AGENDA COMMITTEE</u> Is informed</p> <p><u>DIR. OF PARKS & REC.</u> Is responsible</p> <p><u>CITY CLERK AND</u> <u>CITY ATTORNEY</u> Are responsible</p>
<p>ADJOURNMENT: 5:25 P.M.</p> <p><i>VERBATIM TAPE RECORD AVAILABLE UPON REQUEST FROM THE CITY CLERK'S OFFICE.</i></p>	