



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on June 3, 2008

Date of Meeting: January 8, 2008

The Mayor and Council of the City of Tucson met in regular session in the Mayor and Council Chambers in City Hall, 255 West Alameda Street, Tucson, Arizona, at 5:37 p.m., on Tuesday, January 8, 2008, all members having been notified of the time and place thereof.

1. ROLL CALL

The meeting was called to order by Mayor Walkup and upon roll call, those present and absent were:

Present:

Regina Romero	Council Member Ward 1
Rodney Glassman	Council Member Ward 2
Karin Uhlich	Council Member Ward 3
Shirley C. Scott	Council Member Ward 4
Nina J. Trasoff	Vice Mayor, Council Member Ward 6
Robert E. Walkup	Mayor

Absent/Excused:

Steve Leal	Council Member Ward 5
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Staff Members Present:

Mike Hein	City Manager
Michael Rankin	City Attorney
Kathleen S. Detrick	City Clerk
Mike Letcher	Deputy City Manager

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Reverend Draigg Phillips, after which the Pledge of Allegiance was presented by the entire assembly.

Kathleen S. Detrick, City Clerk, announced Danitza Elias would be assisting with anyone in the audience needing Spanish language translation for items listed on the agenda.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Walkup announced City Manager’s communication number 3, dated January 8, 2008, was received into and made a part of the record. He also announced this was the time scheduled to allow members of the Mayor and Council to report on current events and asked if there were any reports.

- a. Council Member Romero invited the public to the Ward 1 open house on January 9, 2008.
- b. Council Member Glassman invited the public to the Ward 2 open house on January 11, 2008. He also congratulated Gilbert Mejias on his retirement after thirty-nine years of service with the City.
- c. Council Member Uhlich announced the Ward 3 office was co-sponsoring with the Tucson Police Department, Mansfield Park Coalition, and Parks and Recreation a safety fair on January 26, 2008, at Mansfield Park where free vehicle identification etching would take place. The public was invited to attend.
- d. Vice Mayor Trasoff welcomed her aunt who was visiting from Washington. She also expressed her personal sorrow at the passing of Jose?Canchola, who gave so much to southern Arizona.

4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS

Mayor Walkup announced City Manager’s communication number 4, dated January 8, 2008, was received into and made a part of the record. He also announced this was the time scheduled to allow the City Manager to report on current events, and asked for that report.

Mike Hein, City Manager, reported the City of Tucson’s Development Services Department (DSD) would sponsor an after hours “Mom and Pop” Information and Permitting Beginning Session on January 16, 2008. The session was targeted to owner-occupied residential improvements such as room enclosures, porch additions, and water heater replacements. Pima County Development Services was also available for wastewater related permits for kitchens and bathrooms.

5. LIQUOR LICENSE APPLICATIONS

Mayor Walkup announced City Manager's communication number 6, dated January 8, 2008, was received into and made a part of the record. He asked the City Clerk to read the Liquor License Agenda.

b. Liquor License Applications

New License(s)

1. China View Restaurant, Ward 4
7545 S. Houghton Rd., Suite 185
Applicant: Lien Jen Hsieh
Series 12, City 88-07
Action must be taken by: January 14, 2008
Staff has indicated the applicant is in compliance with city requirements.

c. Special Event(s)

NOTE: There are no special events scheduled for this meeting.

d. Agent Change/Acquisition of Control

NOTE: There are no agent changes scheduled for this meeting.

It was moved by Council Member Uhlich, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Leal absent/excused), to forward liquor license application 5b1 to the Arizona State Liquor Board with a recommendation for approval.

6. CALL TO THE AUDIENCE

Mayor Walkup announced this was the time any member of the public was allowed to address the Mayor and Council on any issue except for items scheduled for a public hearing. Speakers were limited to three-minute presentations.

- a. Reverend Bishop Chicago spoke about peace, reality, and drug-free schools in Tucson.
- b. Bill Katzel spoke about the Hershey's Company manufacturing a product that resembled cocaine, crack, or heroin called Ice Breaker Pacs.
- c. Paul W. Flowers spoke about preventing drug usage and drug sales in Tucson.
- d. Libby Hubbard aka Doctress Neutopia spoke about urban sprawl and Westcor's proposed development on Arizona State Trust Land.

- e. Michael Toney spoke about Westcor's proposed development, Presidio Terrace, and Rio Nuevo.
- f. Glenn Weber expressed thanks to the Mayor and Council for their reconsideration of allowing employees enrolled in the End of Service program to participate in the retirement incentive program.
- g. Joe Sweeney spoke against Westcor's proposed development, federal beltway system into Green Valley and Nogales, and immigration issues.

7. CONSENT AGENDA – ITEMS A THROUGH K

Mayor Walkup announced the reports and recommendations from the City Manager on the Consent Agenda were received into and made a part of the record. He asked the City Clerk to read the Consent Agenda.

A. FINAL PLAT: (S06-146) COBBLESTONE COURT OFFICE CONDOMINIUMS, UNITS 1 TO 3 AND COMMON ELEMENT "A"

- 1. Report from City Manager JAN8-08-2 WARD 3
- 2. Staff recommends that the Mayor and Council approve the final plat as presented. The applicant is advised that building/occupancy permits are subject to the availability of water/sewer capacity at the time of actual application.

B. TUCSON CODE: AMENDING (CHAPTER 22) CITY OF TUCSON EMPLOYEES' SUPPLEMENTAL RETIREMENT SYSTEM REGARDING END OF SERVICE INCENTIVE

- 1. Report from City Manager JAN8-08-11 CITY-WIDE
- 2. Ordinance No. 10489 relating to Pensions, Retirement and Group Insurance; amending the Tucson Code Chapter 22, Pensions, Retirement, Group Insurance, Leave Benefits and Other Insurance Benefits, Article III, Tucson Supplemental Retirement System, Division 2, Administration of the System by amending Section 22-53 End of Service Incentive, establishing an effective date; and declaring an emergency.

Kathleen S. Detrick, City Clerk, announced the City Attorney had an amendment to be made to the ordinance.

Michael Rankin, City Attorney, stated, "Section 2 of the ordinance would be struck out. Section 1 of Ordinance 10489 currently reads it is effective on or after November 28, 2007. Section 1 already states that it applies to anyone who is in the End of Service Program as of November 28, 2007, so it was unnecessary language in Section 2".

- C. CITY OF TUCSON EMPLOYEES: PROVIDING RETIREMENT INCENTIVES FOR TUCSON SUPPLEMENTAL RETIREMENT SYSTEM MEMBERS
1. Report from City Manager JAN8-08-12 CITY-WIDE
 2. Ordinance No. 10490 relating to retirement incentives; adopting an ordinance providing retirement incentives for employees participating in the End of Service Program; amending Ordinance No 10482 to provide for deminimus payouts; setting an effective date; and declaring an emergency.
- D. TUCSON CODE: AMENDING (CHAPTER 10) THE CITY EMPLOYEE POSITION COMPENSATION PLAN TO COMPLY WITH STATE LAW REGARDING MINIMUM WAGE INCREASE
1. Report from City Manager JAN8-08-9 CITY-WIDE
 2. Ordinance No. 10491 relating to the Position Compensation Plan; amending Tucson Code Section 10-31 to comply with Arizona State Law; implementing minimum wage increase effective January 1, 2008; and declaring an emergency.
- E. PARKS AND RECREATION: NAMING THE WALKING PATH AT SILVERLAKE PARK THE LOUIS C. PADILLA WALKING PATH
1. Report from City Manager JAN8-08-7 WARD 5
 2. Resolution No. 20859 relating to Parks and Recreation; authorizing and approving naming the walking path at Silverlake Park the “Louis C. Padilla Walking Path”; and declaring an emergency.
- F. GRANT APPLICATION: TO THE ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY TO OPTIMIZE STORMWATER AND GROUNDWATER INPUTS AT LAKESIDE LAKE
1. Report from City Manager JAN8-08-10 WARD 4
 2. Resolution No. 20860 relating to Parks and Recreation; approving the application for Arizona Department of Environmental Quality Improvement Grant to optimize stormwater and groundwater inputs at Tucson’s Lakeside Lake; and declaring an emergency.

G. REAL PROPERTY: ACQUISITION OF PROPERTY LOCATED ON WEST MIRACLE MILE FOR FUTURE TUCSON POLICE DEPARTMENT DEVELOPMENT

1. Report from City Manager JAN8-08-1 WARD 3
2. Resolution No. 20861 relating to real property; authorizing and directing the City Manager to acquire by negotiation certain real property necessary for the expansion of the Tucson Police Department West Miracle Mile substation and authorizing the City Attorney to exercise eminent domain if necessary to acquire said property; and declaring an emergency.

H. REAL PROPERTY: ACQUISITION OF PROPERTY LOCATED AT FORT LOWELL ROAD AND CAMPBELL AVENUE FOR INTERSECTION IMPROVEMENT

1. Report from City Manager JAN8-08-8 WARD 3
2. Resolution No. 20862 relating to real property; authorizing and directing the City Manager to acquire by negotiation certain real property necessary for the completion of the Ft. Lowell Road and Campbell Avenue Intersection Improvement Project and authorizing the City Attorney to exercise eminent domain if necessary to acquire said property; and declaring an emergency.

I. BOARDS AND COMMISSIONS: REVISING THE DUTIES OF THE OUT OF SCHOOL PROGRAM TASK FORCE

1. Report from City Manager JAN8-08-16 CITY-WIDE
2. Resolution No. 20863 relating to Boards and Commissions; amending Resolution No. 20813 to revise the duties of the Out of School Program Task Force; and declaring an emergency.

J. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR VOICES FOR EDUCATION TO SUPPORT THE 2020 VISION PROJECT

1. Report from City Manager JAN8-08-15 WARD 5
2. Resolution No. 20864 relating to Finance; approving and authorizing the allocation of Two Hundred Fifty Dollars (\$250) from Ward 5 Community Support Fund, Account No. 001-183-1898-268, to Voices for Education to support the 2020 Vision Project; and declaring an emergency.

This is a request by Council Member Leal. Allocation of funds is as follows:
Council Member Leal - \$250.00

K. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR THE TUCSON ALMATY SISTER CITIES COMMITTEE

1. Report from City Manager JAN8-08-14 MAYOR
2. Resolution No. 20865 relating to Finance; approving and authorizing the allocation of Two Hundred Fifty Dollars (\$250) from the Mayor's Community Support Fund, Account No. 001-183-1898-268, to Tucson Almaty Sister Cities Committee to assist in covering expenses for the Almaty Isker Boy's Choir; and declaring an emergency.

This is a request by Mayor Walkup. Allocation of funds is as follows:
Mayor Walkup - \$250.00

It was moved by Council Member Scott, duly seconded, that Consent Agenda Items A through K, with the announced amendment to Item B, be passed and adopted and the proper action taken.

Mayor Walkup asked if there was further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

Consent Agenda Items A through K, with the announced amendment to Item B, were declared passed and adopted by a roll call vote of 6 to 0.

8. ZONING: (C9-07-18) S & L REAL ESTATE DEVELOPMENT LLC – HOUGHTON ROAD, SR TO C-1, CITY MANAGER'S REPORT

Mayor Walkup announced City Manager's communication number 13, dated January 8, 2008, was received into and made a part of the record.

He also announced this was a request to rezone property located on the southwest corner of Houghton Road and 22nd Street. The Zoning Examiner and staff recommend authorization of the rezoning subject to certain conditions. He asked if the applicant or representative was present. He asked that they state their name and address for the record and if they were agreeable to the proposed requirements.

Linda Morales, The Planning Center, stated they had worked hard with staff and neighbors on this project and were in agreement with the conditions as presented.

Mayor Walkup asked if there was further discussion on the item.

Vice Mayor Trasoff stated she felt this was a wonderful example of how different groups could work together and how the interim Environmental Resource Zone (ERZ) wash plan could work in conjunction with development. Critical water courses had been preserved that would be an asset to all of the neighbors including the new neighbors that would be part of the development.

Council Member Glassman congratulated both the staff and developer for working together so diligently. He stated that a presentation was made to the Transportation Subcommittee to bring them up to date and used this item as an example.

It was moved by Council Member Scott, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Leal absent/excused), to authorize the request for rezoning as recommended by the Zoning Examiner.

9. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Walkup announced City Manager's communication number 5, dated January 8, 2008, was received into and made a part of the record.

Vice Mayor Trasoff moved, duly seconded, to make the following appointments, in Council Member Leal's absence: Saul Stoltz to the Veterans' Affairs Committee; Daniel Santamaria Samorano to the Citizens' Water Advisory Committee; Evelia Martinez as a Community Partner to the Metropolitan Housing Committee; Nadine Rund in Special Qualifications of the Armory Park Historic Zone Advisory Board and re-appointment of Michael McDonald as a Neighborhood Consumer Advocate to the Metropolitan Housing Committee.

Mayor Walkup asked if there was further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

Motion to approve the appointments, in Council Member Leal's absence, was passed by a roll call vote of 6 to 0.

Mayor Walkup asked if there were any personal appointments to be made.

Council Member Glassman announced his appointments of Brian Beck to the Tucson-Pima County Bicycle Advisory Committee; Andee Leisner to the Minority and Women Business Enterprise Commission; Elayne Feder to the Tucson Parks and Recreation Committee; Carol Zimmerman to the Citizens' Water Advisory Committee; Ed Ackereley to the Community Development Advisory Committee and Kharisma Montes De Oca to the Out-of-School Program Task Force.

Council Member Romero announced her appointments of Tina Lee to the Citizens' Water Advisory Committee and re-appointment of Daniel Williams to the Planning Commission.

10. ADJOURNMENT: 6:16 p.m.

Mayor Walkup announced the next regularly scheduled meeting of the Mayor and Council would be held on January 15, 2008, at 5:30 p.m., in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

MAYOR

ATTEST:

CITY CLERK

CERTIFICATE OF AUTHENTICITY

I, the undersigned, have read the foregoing transcript of the meeting of the Mayor and Council of the City of Tucson, Arizona, held on the 8th day of January 2008, and do hereby certify that it is an accurate transcription.

DEPUTY CITY CLERK

KSD:ypl:lh