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## Minutes of MAYOR AND COUNCIL Meeting

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Approved by Mayor and Council  
on October 21, 2008

Date of Meeting: September 3, 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 5:46 p.m., on Wednesday, September 3, 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	Vice Mayor, Council Member Ward 3
Shirley C. Scott	Council Member Ward 4
Steve Leal	Council Member Ward 5
Nina J. Trasoff	Council Member Ward 6
Robert E. Walkup	Mayor

Absent/Excused: None

Staff Members Present:

Mike Hein	City Manager
Michael Rankin	City Attorney
Roger W. Randolph	City Clerk
Mike Letcher	Deputy City Manager

\* **City Clerk Note:** The minutes of September 3, 2008, as approved by Mayor and Council contained a clerical error on page eight. Within the text of the document, new text is **bold**.  
RWR:SM:yl 3/12/10

## **2. INVOCATION AND PLEDGE OF ALLEGIANCE**

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

Presentations:

- a. Mayor Walkup proclaimed September to be “National Alcohol and Drug Addiction Recovery Month.” Pete Moore accepted the proclamation.
- b. Mayor Walkup and Council Member Romero presented Certificates of Recognition and Appreciation to the Ward 1 Youth Funders Group.
- c. Mayor Walkup presented awards to the producers and staff of Access Tucson for the promotion videos: “The Flying Circus Club”, “The Black Man Clay Show”, and “National Day of Prayer.”

Roger W. Randolph, City Clerk, announced Susie Rogers 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 433, dated September 3, 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 announced there would be an informational neighbors meeting regarding Rio Nuevo at Ward 1 on September 4, 2008.
- b. Council Member Glassman announced Ward 2 was accepting nominations through the end of October for the first annual Neighbor Appreciation Awards.
- c. Council Member Trasoff announced the Ward 6 2008/2009 Back to Basics funding was awarded. She also announced the 4<sup>th</sup> Avenue underpass was half-way completed and the Third Annual Go Green sustainability fair would be held September 10, 2008 at the Ward 6 office.

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

Mayor Walkup announced City Manager’s communication number 434, dated September 3, 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.

No report was given.

## 5. LIQUOR LICENSE APPLICATIONS

Mayor Walkup announced City Manager's communication number 435, dated September 3, 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. Buffalo Wild Wings Grill and Bar, Ward 1  
1390 W. Irvington Rd.  
Applicant: Chris Nicholas Miller  
Series 12, City 42-08  
Action must be taken by: August 2, 2008  
Staff has indicated the applicant is in compliance with city requirements.  
(CONTINUED FROM MAYOR AND COUNCIL MEETING OF AUGUST 6, 2008)
2. Shell, Ward 4  
5502 E. 22nd St.  
Applicant: Shahid Mahmood Anwar Rana  
Series 10, City 49-08  
Action must be taken by: September 12, 2008  
Staff has indicated the applicant is in compliance with city requirements.

#### Person Transfer(s)

3. New Beverage House, Ward 2  
8660 E. Broadway  
Applicant: Purvi Gaurang Patel  
Series 7, City 50-08  
Action must be taken by: September 12, 2008  
Staff has indicated the applicant is in compliance with city requirements.  
Public Opinion : Written Argument Opposed Filed

This item was considered separately.

4. New Beverage House, Ward 2  
8660 E. Broadway  
Applicant: Purvi Gaurang Patel  
Series 9, City 51-08  
Action must be taken by: September 13, 2008  
Staff has indicated the applicant is in compliance with city requirements.

Location Transfer(s)

5. Walgreens #11183, Ward 6  
3200 E. Speedway Blvd.  
Applicant: Randy Allen Guse  
Series 9, City 48-08  
Action must be taken by: August 31, 2008  
Staff has indicated the applicant is in compliance with city requirements.

c. Special Event(s)

1. Fourth Avenue Merchants Association, Ward 6  
4th Ave. between University Blvd. & 9th St.  
Applicant: John A. Sedwick  
City T48-08  
Date of Event: December 12, 2008 - December 14, 2008  
(Fundraising Civic Event)  
Staff has indicated the applicant is in compliance with city requirements.
2. Uptown Optimist Club, Ward 6  
900 S. Randolph Way  
Applicant: Esthermarie Hillman  
City T49-08  
Date of Event: October 2, 2008 - October 5, 2008  
(To raise funds for local Optimist Clubs & FOP)  
Staff has indicated the applicant is in compliance with city requirements.
3. Voices for Education, Ward 6  
300 E. University  
Applicant: Rachel Leah Rivera  
City T51-08  
Date of Event: October 4, 2008  
(Fundraiser)  
Staff has indicated the applicant is in compliance with city requirements.
4. Tucson Lesbian & Gay Alliance, Inc. dba Tucson Pride, Inc., Ward 6  
900 S. Randolph Way  
Applicant: Carol Lynn Sayler  
City T52-08  
Date of Event: October 18, 2008  
(Annual LBGTT Pride Festival "Pride in the Desert")  
Staff has indicated the applicant is in compliance with city requirements.

5. PAL TPOA (Tucson Police Officers Association), Ward 6  
3400 E. Camino Campestre  
Applicant: Kristine "Kiki" JoAnn Keefner  
City T55-08  
Date of Event: September 13, 2008  
("Battle of the Badges" Charity Event)  
Staff has indicated the applicant is in compliance with city requirements.

d. Agent Change/Acquisition of Control

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

It was moved by Council Member Glassman duly seconded, and carried by a voice vote of 7 to 0, to forward liquor license applications 5b1, 5b2, 5b4 and 5b5 and 5c1 through 5c5 to the Arizona State Liquor Board with a recommendation for approval.

## 5. LIQUOR LICENSE APPLICATIONS

b. Liquor License Applications

Person Transfer(s)

3. New Beverage House, Ward 2  
8660 E. Broadway  
Applicant: Purvi Gaurang Patel  
Series 7, City 50-08  
Action must be taken by: September 12, 2008  
Staff has indicated the applicant is in compliance with city requirements.  
Public Opinion :      Written Argument Opposed Filed

Roger W. Randolph, City Clerk, announced the application to be considered separately was Item 5b3, located in Ward 2. Staff indicated the applicant was in compliance with City requirements but a written opposing argument had been filed.

Council Member Glassman asked if the applicant was present and would they please come forward.

Robert Fererra, manager for the new Beverage House, introduced himself.

Council Member Glassman thanked Mr. Fererra for taking the time to meet with Mothers Against Drunk Driving at the Ward 2 office and for continuing to being a good neighbor. He also thanked him for coming to Ward 2 to open his business.

Mr. Fererra thanked Mr. Glassman.

It was moved by Council Member Glassman, duly seconded, and carried by a voice vote of 7 to 0, to forward liquor license application 5b3 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. Ruth Beeker, representing the Miramonte Neighborhood Association Board, spoke about Walgreen's poor communication with the neighborhood association concerning their liquor license.
- b. Randall Holdridge voiced his concerns about a mailer he received promoting the San Agustin Festival because it had the City Parks and Recreation logo and promoted an event celebrating a Christian Saint with a mass as the main feature listed.

Council Member Trasoff directed Mike Hein, City Manager, to have staff from the Parks and Recreation Department follow up with Mr. Holdridge.

- c. Larry Lopez, President of the Tucson Police Officers' Association, spoke about concerns for public safety and the economic impact to the City of Tucson under City Manager Mike Hein.
- d. Laura Leighton spoke about Tucson becoming a "sanctuary city" which prohibited law enforcement officers from asking illegal immigrants if they were in the country illegally and therefore criminals were not being deported.
- e. Joe Sweeney spoke about the City's responsibility concerning illegal immigration and protecting United States citizens.
- f. Michael Toney spoke about Rio Nuevo, general obligation bonds, and the University of Arizona Science Center. He also suggested a possible baseball stadium for the Marana area.
- g. Clarence Adams spoke about his philosophy of seven principles to live by. He also suggested the idea of sponsoring a large human relations seminar.
- h. Rick Grinnell spoke about the complexity of government budgets and asked the Mayor and Council to rethink the citizens' audit commission idea.

**7. CONSENT AGENDA – ITEMS A THROUGH GG**

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. ASSURANCE AGREEMENT AND FINAL PLAT: (S06-267) ENCLAVE AT SARNOFF, LOTS 1 TO 10 AND COMMON AREAS “A” AND “B”**

1. Report from City Manager SEPT3-08-438 WARD 4
2. Resolution No. 21050 relating to planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements in Case No. S06-267 and approving the final plat for the Enclave at Sarnoff, Lots 1 through 10 and Common Areas “A” and “B”; and declaring an emergency.
3. Staff recommends that the Mayor and Council approve the assurance agreement and 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. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE COALITION FOR AFRICAN AMERICAN HEALTH AND WELLNESS FOR THE PEOPLE OF COLOR FESTIVAL**

1. Report from City Manager SEPT3-08-439 WARD 6
2. Resolution No. 21051 relating to Finance; approving and authorizing the allocation of Two Hundred and Fifty Dollars (\$250) from the Ward 6 Council Office Community Support Fund, Account No. 001-183-1898-268, to the Coalition for African American Health and Wellness to help support funding the People of Color Festival to be held on September 13, 2008; and declaring an emergency.

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

**C. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO NEST, INC. FOR THEIR “LIVIN’ LA VIDA VERDE” 2ND ANNUAL GREEN FESTIVAL**

1. Report from City Manager SEPT3-08-440 WARD 6

2. Resolution No. 21052 relating to Finance; approving and authorizing the allocation of Two Hundred Dollars (\$200) from the Ward 6 Council Office Community Support Fund, Account No. 001-183-1898-268, to NEST, Inc. for their 2<sup>nd</sup> annual Green Festival “Livin’ la Vida Verde” to be held on October 25, 2008; and declaring an emergency.

This is a request by Council Member Trasoff. Allocation of funds is as follows: Council Member Trasoff - \$200.00

Roger W. Randolph, City Clerk, announced Council Member Romero would be adding \$250.00 and Council Member Leal would be adding \$250.00, making the new total \$700.00.

D. TUCSON CODE: AMENDING (CHAPTER 4) RELATING TO PIMA ANIMAL CARE CENTER FEES

1. Report from City Manager SEPT3-08-442 CITY-WIDE
2. Ordinance No. 10575 relating to animals; revising Tucson Code Chapter 4 Article V to increase various fees related to dog licenses; and declaring an emergency.

E. INTERGOVERNMENTAL AGREEMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY FOR THE VAN TRAN PARATRANSIT SERVICE EXPANSION PROJECT

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1. Report from City Manager SEPT3-08-443 CITY-WIDE & OUTSIDE CITY
  2. Resolution No. 21053 relating to Transportation; authorizing and approving the “Intergovernmental Transportation Funding Agreement between the Regional Transportation Authority of Pima County and the City of Tucson for Regional Transit Service Improvements: project 47-Special Needs Transit for Elderly and Disabled Citizens-Van Tran Paratransit Service”; and declaring an emergency.

F. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE EL CORTEZ HEIGHTS NEIGHBORHOOD REINVESTMENT GRANT PROJECT

1. Report from City Manager SEPT3-08-437 WARD 3
2. Resolution No. 21054 relating to Intergovernmental Agreements; authorizing and approving the execution of an Intergovernmental Agreement between the City of Tucson and Pima County for the El Cortez Heights Neighborhood Reinvestment Grant Project; and declaring an emergency.

G. REAL PROPERTY: APPROVING AN AGREEMENT TO EXCHANGE REAL PROPERTY LOCATED AT SPEEDWAY BOULEVARD AND MAIN AVENUE WITH MAIN AVENUE LLC

1. Report from City Manager SEPT3-08-441 WARD 3
2. Ordinance No. 10576 relating to real property; vacating and declaring certain City owned real property in the vicinity of the northeast corner of Speedway Boulevard and Main Avenue to be surplus; authorizing the exchange thereof to Main Avenue LLC; and declaring an emergency.

H. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO BLESSED KATERI TEKAKWITHA PARISH FOR THE 17TH ANNUAL TEKAKWITHA INDIAN FESTIVAL

1. Report from City Manager SEPT3-08-450 WARD 5
2. Resolution No. 21055 relating to Finance; approving and authorizing the allocation of One Hundred Seventy Dollars (\$170) from the Ward 5 Council Office Community Support Fund, Account No. 001-183-1898-268, to the Blessed Kateri Tekakwitha Parish to support funding the 17<sup>th</sup> Annual Tekakwitha Indian Festival; and declaring an emergency.

This is a request by Council Member Leal. Allocation of funds is as follows: Council Member Leal - \$170.00

I. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO ARTS FOR LIFE COMMUNITY FOR THE LA FIESTA DE SAN AGUSTIN

1. Report from City Manager SEPT3-08-446 WARD 1
2. Resolution No. 21056 relating to Finance; approving and authorizing the allocation of Two Hundred Dollars (\$200) from the Ward 1 Council Office Community Support Fund, Account No. 001-183-1898-268, to the Arts for Life Community to help support funding “La Fiesta de San Agustin” to be held on August 30, 2008 at Armory Park; and declaring an emergency.

This is a request by Council Member Romero. Allocation of funds is as follows: Council Member Romero - \$200.00

J. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE AMERICAN CANCER SOCIETY FOR THEIR SIXTH ANNUAL MAKING STRIDES AGAINST BREAST CANCER WALK

1. Report from City Manager SEPT3-08-447 WARD 5

2. Resolution No. 21057 relating to Finance; approving and authorizing the allocation of One Hundred Dollars (\$100) from the Ward 5 Office Community Support Fund, Account No. 001-183-1898-268, to the American Cancer Society to help support funding their 6<sup>th</sup> Annual Making Strides Against Breast Cancer Walk; and declaring an emergency.

This is a request by Council Member Leal. Allocation of funds is as follows: Council Member Leal - \$100.00

K. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO LOS CHANGUITOS FEOS DE TUCSON SCHOLARSHIP FUND

1. Report from City Manager SEPT3-08-449 MAYOR AND WARD 5
2. Resolution No. 21058 relating to Finance; approving and authorizing the allocation of Five Hundred Dollars (\$500) from the Mayor's Office and Two Hundred Fifty Dollars (\$250) from the Ward 5 Council Office Community Support Fund, Account No. 001-183-1898-268, to the Changuitos Feos de Tucson Scholarship Fund; and declaring an emergency.

This is a request by Mayor Walkup and Council Member Leal. Allocation of funds is as follows:

Mayor Walkup - \$500.00  
Council Member Leal - \$250.00

Roger W. Randolph, City Clerk, announced Vice Mayor Uhlich would be adding \$125.00, making the new total \$875.00.

L. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE LEAGUE OF MEXICAN AMERICAN WOMEN FOR THEIR EDUCATIONAL SCHOLARSHIP FUND

1. Report from City Manager SEPT3-08-451 WARD 2
2. Resolution No. 21059 relating to Finance; approving and authorizing the allocation of One Hundred Fifty Dollars (\$150) from the Ward 2 Council Office Community Support Fund, Account No. 001-183-1898-268, to the League of Mexican American Women to help support funding their educational scholarship fund; and declaring an emergency.

This is a request by Council Member Glassman. Allocation of funds is as follows: Council Member Glassman - \$150.00

Roger W. Randolph, City Clerk, announced Council Member Romero would be adding \$150.00, making the new total \$300.00.

M. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE LADIES AUXILIARY VETERANS OF FOREIGN WARS NUMBER 10188 FOR OPERATION JUNIOR HEROES

1. Report from City Manager SEPT3-08-444 MAYOR
2. Resolution No. 21060 relating to Finance; approving and authorizing the allocation of One Thousand Dollars (\$1000) from the Mayor's Office Community Support Fund, Account No. 001-183-1898-268, to the Ladies Auxiliary VFW #10188 for the Operation Jr. Heroes event to be held on November 15, 2008; and declaring an emergency.

This is a request by Mayor Walkup. Allocation of funds is as follows:  
Mayor Walkup - \$1,000.00

Roger W. Randolph, City Clerk, announced Vice Mayor Uhlich would be adding \$100.00 and Council Member Scott would be adding \$500.00, making the new total \$1,600.00.

N. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO MIDVALE PARK NEIGHBORHOOD ASSOCIATION FOR THEIR ANNUAL PICNIC

1. Report from City Manager SEPT3-08-445 WARD 1
2. Resolution No. 21061 relating to Finance; approving and authorizing the allocation of Two Hundred Fifty Dollars (\$250) from the Ward 1 Council Office Community Support Fund, Account No. 001-183-1898-268, to the Midvale Park Neighborhood Association for their annual picnic; and declaring an emergency.

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

O. FINAL PLAT: (S07-191) GLENN TERRACE CONDOMINIUMS, UNITS 1 TO 28 AND COMMON ELEMENTS "A", "B" AND "C", AND LIMITED COMMON ELEMENTS "1 TO 28"

1. Report from City Manager SEPT3-08-452 WARD 2
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.

P. FINAL PLAT: (S07-189) LIMBERLOST CONDOMINIUMS, UNITS 1 TO 6 AND COMMON ELEMENTS "A", "B", "C" AND "D", AND LIMITED COMMON ELEMENTS "1 TO 6"

1. Report from City Manager SEPT3-08-454 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.

Q. WATER: APPROVAL OF CONTRACTS WITH THE CENTRAL ARIZONA WATER CONSERVATION DISTRICT TO PROVIDE BACKUP STORAGE OF CITY CENTRAL ARIZONA PROJECT WATER

1. Report from City Manager SEPT3-08-448 OUTSIDE CITY
2. Resolution No. 21062 relating to water; approving and authorizing contracts for backup storage of City CAP water in Central Arizona Project Facilities; and declaring an emergency.

R. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE DAN FELIX MEMORIAL FUND GOLF CHALLENGE

1. Report from City Manager SEPT3-08-456 WARD 2
2. Resolution No. 21063 relating to Finance; approving and authorizing the allocation of One Hundred Dollars (\$100) from the Ward 2 Council Office Community Support Fund, Account No. 001-183-1898-268, to support funding the Dan Felix Memorial Fund/City of Tucson Versus Pima County Golf Challenge; and declaring an emergency.

This is a request by Council Member Glassman. Allocation of funds is as follows: Council Member Glassman - \$100.00

S. FINAL PLAT: (S07-187) ADOBES ON 17TH STREET, CONDOMINIUM UNITS 1 AND 2 AND LIMITED COMMON ELEMENTS "1-A", "2-A", "1-B", "2-B", "1-C" AND "2-C"

1. Report from City Manager SEPT3-08-455 WARD 6
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.

T. FINAL PLAT: (S07-108) THE ACADEMY LOFTS, A CONDOMINIUM, UNITS 1 TO 25 AND COMMON ELEMENT "A"

1. Report from City Manager SEPT3-08-453 WARD 6

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.

U. BOARDS, COMMITTEES AND COMMISSIONS: APPOINTMENT TO THE CITY/COUNTY WATER AND WASTEWATER STUDY OVERSIGHT COMMITTEE

1. Report from City Manager SEPT3-08-457 CITY-WIDE AND OUTSIDE CITY
2. Resolution No. 21064 relating to boards and commissions; amending Resolution No. 20927 naming Vincent Vasquez to replace Carol Zimmerman as the Citizens' Water Advisory Committee's representative on the City/County Water and Wastewater Study Oversight Committee; and declaring an emergency.

V. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE BARRIO KROEGER LANE NEIGHBORHOOD FOR THE 25TH ANNUAL NATIONAL NIGHT OUT

1. Report from City Manager SEPT3-08-465 WARD 1
2. Resolution No. 21065 relating to Finance; approving and authorizing the allocation of Fifty Dollars (\$50) from Ward 1 Office Community Support Fund, Account No. 001-183-1898-268, to the Barrio Kroeger Lane Neighborhood for their participation in the 25<sup>th</sup> Annual National Night Out event that was held on August 6, 2008; and declaring an emergency.

This is a request by Council Member Romero. Allocation of funds is as follows: Council Member Romero - \$50.00

W. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO MESQUITE ELEMENTARY SCHOOL FOR "STORIES THAT SOAR!"

1. Report from City Manager SEPT3-08-466 WARD 4
2. Resolution No. 21066 relating to Finance; approving and authorizing the allocation of Three Hundred Dollars (\$300) from the Ward 4 Council Office Community Support Fund, Account No. 001-183-1898-268, to the Vail School District to help support funding the "Stories that Soar!" program; and declaring an emergency.

This is a request by Council Member Scott. Allocation of funds is as follows: Council Member Scott - \$300.00

X. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THERAPEUTIC RIDING OF TUCSON FOR “HEROES ON HORSES”

1. Report from City Manager SEPT3-08-464 WARD 6
2. Resolution No. 21067 relating to Finance; approving and authorizing the allocation of Five Hundred Dollars (\$500) from the Ward 6 Council Office Community Support Fund, Account No. 001-183-1898-268, to Therapeutic Riding of Tucson (TROT) to help support funding the “Heroes on Horses” event; and declaring an emergency.

This is a request by Council Member Trasoff. Allocation of funds is as follows: Council Member Trasoff - \$500.00

Y. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE DOWNTOWN TUCSON PARTNERSHIP FOR THE 1ST ANNUAL DECEMBERFEST AND THE 14TH ANNUAL PARADE OF LIGHTS AND FESTIVAL

1. Report from City Manager SEPT3-08-463 WARD 6
2. Resolution No. 21068 relating to Finance; approving and authorizing the allocation of One Thousand Dollars (\$1000) from the Ward 6 Council Office Community Support Fund, Account No. 001-183-1898-268, to the Downtown Tucson Partnership to help support funding the 1<sup>st</sup> Annual DecemberFest and the 14<sup>th</sup> Annual Parade of Lights and Festival; and declaring an emergency.

This is a request by Council Member Trasoff. Allocation of funds is as follows: Council Member Trasoff - \$1000.00

Z. TRANSPORTATION: AUTHORIZATION FOR THE TRANSPORTATION DEPARTMENT TO SUBMIT FEDERAL TRANSPORTATION ENHANCEMENT PROPOSALS

1. Report from City Manager SEPT3-08-458 CITY-WIDE
2. Resolution No. 21070 relating to transportation; authorizing the Director of the City of Tucson Department of Transportation to submit and sponsor nine (9) Federal SAFETEA-LU Transportation Enhancement Project Proposals to the Arizona Department of Transportation Review Committee and to expend local matching funds in the event of approval; and declaring an emergency.

AA. APPROVAL OF MINUTES

1. Report from City Manager SEPT3-08-467 CITY-WIDE
2. Approval of minutes for the regular meetings of the Mayor and Council held on May 6, 2008, and May 13, 2008.

BB. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE SOUTHERN ARIZONA AIDS FOUNDATION FOR AIDSWALK 2008

1. Report from City Manager SEPT3-08-470 WARD 3
2. Resolution No. 21071 relating to Finance; approving and authorizing the allocation of One Hundred Dollars (\$100) from the Ward 3 Council Office Community Support Fund, Account No. 001-183-1898-268, to the Southern Arizona AIDS Foundation to help support funding the AIDSWALK 2008 event to be held on October 14, 2008; and declaring an emergency.

This is a request by Vice Mayor Uhlich. Allocation of funds is as follows:  
Vice Mayor Uhlich - \$100.00

Roger W. Randolph, City Clerk, announced Council Member Scott would be adding \$100.00, making the new total \$200.00.

CC. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE DRACHMAN INSTITUTE FOR THE HOUSING AND TRANSPORTATION AFFORDABILITY INDEX PROJECT

1. Report from City Manager SEPT3-08-471 WARD 3
2. Resolution No. 21072 relating to Finance; approving and authorizing the allocation of One Thousand Dollars (\$1000) from the Ward 3 Council Office Community Support Fund, Account No. 001-183-1898-268, to the Drachman Institute to help support funding the Housing + Transportation Affordability Index project; and declaring an emergency.

This is a request by Vice Mayor Uhlich. Allocation of funds is as follows:  
Vice Mayor Uhlich - \$1000.00

DD. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO LUZ SOCIAL SERVICES, INC. FOR THE NATIONAL LATINO AIDS AWARENESS DAY

1. Report from City Manager SEPT3-08-469 WARD 3
2. Resolution No. 21073 relating to Finance; approving and authorizing the allocation of One Hundred Dollars (\$100) from the Ward 3 Council Office Community Support Fund, Account No. 001-183-1898-268, to Luz Social Services, Inc. to help support funding the National Latino AIDS Awareness Day event to be held on October 15, 2008; and declaring an emergency.

This is a request by Vice Mayor Uhlich. Allocation of funds is as follows:  
Vice Mayor Uhlich - \$100.00

Roger W. Randolph, City Clerk, announced Mayor Walkup would be adding \$100.00, making the new total \$200.00.

EE. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO BIG BROTHERS BIG SISTERS OF TUCSON FOR THE 2ND ANNUAL BIG CELEBRATION

1. Report from City Manager SEPT3-08-472 WARD 3
2. Resolution No. 21074 relating to Finance; approving and authorizing the allocation of Two Hundred Fifty Dollars (\$250) from the Ward 3 Council Office Community Support Fund, Account No. 001-183-1898-268, to Big Brothers Big Sisters of Tucson to help support funding their 2<sup>nd</sup> Annual Big Celebration Event to be held on September 14, 2008; and declaring an emergency.

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

FF. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR SPONSORSHIP OF THE BUILDING AN INCLUSIVE TUCSON CONFERENCE

1. Report from City Manager SEPT3-08-473 WARD 2 AND WARD 4
2. Resolution No. 21075 relating to Finance; approving and authorizing the allocation of Five Hundred Dollars (\$500) from the Ward 2 Council Office and Five Hundred Dollars (\$500) from the Ward 4 Council Office Community Support Fund, Account No. 001-183-1898-268, to help support funding the Building an Inclusive Tucson Conference to be held on October 10, 2008; and declaring an emergency.

This is a request by Council Member Glassman and Council Member Scott. Allocation of funds is as follows:  
Council Member Glassman - \$500.00  
Council Member Scott - \$500.00

Roger W. Randolph, City Clerk, announced Vice Mayor Uhlich would be adding \$250.00 and Council Member Trasoff would be adding \$250.00, making the new total \$1,500.00.

GG. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE PIMA COUNTY AREA LABOR FEDERATION FOR THE 12TH ANNUAL LABOR DAY PICNIC

1. Report from City Manager SEPT3-08-474 WARD 2
2. Resolution No. 21076 relating to Finance; approving and authorizing the allocation of Two Hundred Fifty Dollars (\$250) from the Ward 2 Council Office Community Support Fund, Account No. 001-183-1898-268, to the Pima County Area Labor Federation (PALF) to help support funding their 12<sup>th</sup> Annual Labor Day Picnic to be held on September 1, 2008; and declaring an emergency.

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

Roger W. Randolph, City Clerk, announced Council Member Scott would be adding \$250.00, Vice Mayor Uhlich would be adding \$100.00 and Council Member Romero would be adding \$100.00, making the new total \$700.00.

It was moved by Vice Mayor Uhlich, duly seconded, that Consent Agenda Items A through GG, including the amendments to Items C, K, L, M, BB, DD, FF and GG, be passed and adopted and the proper action taken.

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

Upon roll call, the results were:

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

Nay: None

Consent Agenda Items A through GG, including the amendments to Items C, K, L, M, BB, DD, FF and GG, were declared passed and adopted by a roll call vote of 7 to 0.

Mayor Walkup asked Council Member Glassman if he had wanted to comment on Consent Agenda Item U.

Council Member Glassman said he had noticed that Vince Vasquez was being appointed to the City/County Water and Wastewater Study Oversight Committee. He thought that since the Mayor and Council had been working on rainwater harvesting and gray water ordinances and there were all the stakeholder meetings going on, it was appropriate to note that Mr. Vasquez had a perfect attendance record. He had demonstrated a real commitment to the issues of water. Council Member Glassman said

it was wonderful when citizens were willing to participate to such an exhaustive level on community issues, and he thanked Mr. Vasquez.

**8. PUBLIC HEARING: REALLOCATION OF PIMA COUNTY BOND FUNDING FROM THE SANTA CRUZ RIVER COMMUNITY PARK PROJECT TO THE MENLO PARK ELEMENTARY SCHOOL PROJECT**

Mayor Walkup announced City Manager's communication number 459, dated September 3, 2008, was received into and made a part of the record. He also announced it was the time and place legally advertised for a public hearing on a request by the City of Tucson for the Pima County Board of Supervisors to reallocate 1997 Bond Funds from the Santa Cruz River Community Park Project to the Menlo Park Elementary School Project. He said the public hearing was scheduled to last no more than one hour and speakers would be limited to five-minute presentations.

Mayor Walkup asked if anyone would like to speak on the subject at that time.

Bob Rodriquez, Secretary for the Menlo Park Neighborhood Association and volunteer Ward 1 Parks Commissioner, introduced Rosanna Ortiz-Montoya, the Principal from Menlo Park Elementary School and Bryant Nodine, District Planner for Tucson Unified School District (TUSD). Mr. Rodriquez said they were all there in support of the transfer of funds. He said as a neighborhood they had made a master plan for Menlo Park and part of that plan was an intergovernmental agreement between TUSD and the Parks Department. One of the things they had done was make an overreaching plan in hopes that somewhere along the way money would drop into their hands and here it was. He said they were so thankful, sometimes it just happened, and they were very thankful and they came to let the Mayor and Council know that.

Bryant Nodine said in 1972, Tucson Unified School District dedicated about an acre to the City to expand the park and in 1993, they put together an intergovernmental agreement where the City allowed TUSD to expand their parking lot and their tot lot onto City property. He said that created a parking area in front of the school which was handy for getting people into the school, but it also helped the City by creating better public access to the pool area. He said they were looking at continuing those types of things. They met in the spring with Council Member Glassman and discussed how they could expand citywide public access into the parks. Council approved an intergovernmental agreement and Menlo Park was one of those. He said the key element was that they included the public access onto about four acres making the area a regional park, which allowed additional funding. He said as with Davidson Elementary, Townsend Middle School, Grijalva Elementary, and all the others they had co-operation with, they hoped that they could continue this and that Council would move forward in requesting County approval.

Rosanna Ortiz-Montoya stated she was one hundred percent in support of the plan. She said although she was new to Menlo Park Elementary School she had had the opportunity to attend a neighborhood association meeting and met with neighbors and community members around the school site. She said when she shared the information

with them about the possibility of the reallocation of funds they all said it was a win-win situation. They said Menlo Park Elementary was the pride of the neighborhood and they wanted to take the park back to a family-oriented park. She said the activity that was going to take place there was going to be so positive that it would have a big impact on the community as a whole. She finished by saying, as the newly appointed principal at Menlo Park Elementary School, she was one hundred percent in support of the project.

It was moved by Council Member Trasoff, duly seconded, and passed by a voice vote of 7 to 0 to close the public hearing.

Mayor Walkup asked the City Clerk to read Resolution 21069 by number and title only.

Resolution No. 21069 relating to parks; requesting the Pima County Board of Supervisors to amend Pima County Ordinance Number 1997-35 and reallocate Pima County 1997 Bond Funds from the Santa Cruz River Community Park Project to the Menlo Park Elementary School Project; and declaring an emergency.

It was moved by Council Member Romero, duly seconded, to pass and adopt Resolution 21069.

Council Member Romero thanked the Parks and Recreation staff, Menlo Park Neighborhood Association, and Tucson Unified School District for working together with the Ward 1 Council Office and with Pima County to make sure they would find a place where the entire city could take advantage of the bond funds from 1997. She also thanked Fred Gray, Director of Parks and Recreation, and his staff for their work on the project and for bringing it to their attention. She said the addition would make Menlo Park a regional park, which would attract impact fees, allowing them to do much more with the money they did have and with securing future sources of funds. She asked Mr. Gray to give a short background on the process used.

Fred Gray, Director of the Parks and Recreation Department, said the Santa Cruz River Community Park was a 1997 bond project that was slated for some athletic facilities in the vicinity of what was now the I-10/I-19 interchange. He said some of that property was owned by the City of Tucson, by Tucson Water and the Parks and Recreation Department, and when the land was acquired by the Arizona Department of Transportation they accumulated most of the developable land for the interchange. He said there was a significant amount of archeology on the site, in fact about seventy-five percent of the remaining site was archeologically significant. He said at that time, it was determined with the utilities and with the bank protection, which was not there and was not planned to be there for some time, the development of a sports complex was not feasible, so the bond project would not proceed at that particular location. He stated moving the money to the Menlo Park Elementary School site and park site was still in Ward 1, still athletic facilities, and still within the Board of Supervisors District 5.

Council Member Glassman thanked Bryant Nodine on behalf of the Council and especially Ward 2 for working so hard on the collaborative project with the Parks and Recreation Department and TUSD to get the pilot program for the school park program moving forward. He asked Mr. Nodine to please carry the message back to TUSD staff that the City looked forward to collaborating more with TUSD in the future.

Council Member Leal thanked Council Member Romero's office, TUSD, and neighbors and staff. He said he walked the site with Council Member Romero's staff and came away being happily surprised at how they had reorganized a series of shortcomings and unmet needs and transformed that into a bigger, better resource. He stated that was a special type of creativity. The area had had needs for some time, and he said he thought sometimes when they stared at a problem too long they quit seeing anything, and Council Member Romero's office did not do that. He said they had organized the project into something that was going to be special and he wanted to point that out.

Council Member Romero stated that Mac Hudson from her office did a wonderful job figuring it all out. Working with the neighborhood, because it really did come from the neighborhood, and the participation of Menlo Park Elementary and TUSD was crucial in making it happen. She said for Menlo Park Elementary to open up their playground to the rest of the region was unbelievable. She thanked everyone again and said she was ready to vote on it if the rest of the Mayor and Council were.

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

Upon roll call, the results were:

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

Nay: None

Resolution 21069 was declared passed and adopted by a roll call vote of 7 to 0.

## **9. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS**

Mayor Walkup announced City Manager's communication number 436, dated September 3, 2008, was received into and made a part of the record. He asked for a motion to approve the appointments in the report.

It was moved by Council Member Scott, duly seconded, and carried by a voice vote of 7 to 0, to appoint Amanda Best, Metropolitan Pima Alliance; Amy McCoy, Sonoran Institute; Charles Barclay, Ex-Officio Member for the Department of Transportation; Sherry Barrett, Ex-Officio Member for United States Fish and Wildlife; Karen Berchtold, Ex-Officio Member for the Town of Oro Valley; Jennifer Christelman, Ex-Officio Member for the Town of Marana; Carla Danforth, Ex-Officio Member for

Pima County; Dennis Dickerson, Ex-Officio Member for Pima Association of Governments; Orlanitha Henderson, Ex-Officio Member for the Town of Sahuarita; David Jacobs, Ex-Officio Member for the Arizona State Land Department; and Joan Scott, Ex-Officio Member for the Arizona Game and Fish Department to the Resource Planning Advisory Committee.

Mayor Walkup asked if there were personal appointments to made.

Council Member Romero announced her personal appointment of Pamela Sutherland to the Small Business Commission, Julie Ray to the ParkWise Commission, and Ron Spark to the Public Education and Government Television Channel Task Force.

Council Member Glassman announced his personal appointment of Peggy Johnston to the Public Education and Government Television Channel Task Force.

Council Member Scott announced her personal appointment of Patrick Kass to the Transit Task Force and Bruce Hermes to the Tucson-Pima County Bicycle Advisory Committee.

**10. ADJOURNMENT: 7:11 p.m.**

Mayor Walkup announced the next regularly scheduled meeting of the Mayor and Council would be held on September 9, 2008, at 5:30 p.m., in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

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MAYOR

ATTEST:

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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 3rd day of September 2008, and do hereby certify that it is an accurate transcription.

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DEPUTY CITY CLERK

RWR:jr:rm