



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on October 14, 2008

Date of Meeting: September 9, 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 5:36 p.m., on Tuesday, September 9, 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 (Electronic Attendance)
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

Roger W. Randolph, City Clerk, announced Council Member Glassman was unable to be present for the evening's meeting, but he would be participating by telephone. This was allowable under the Mayor and Council Rules and Regulations. He stated Council Member Glassman advised the City Clerk of his location, and assured him that no one else was present in the room with him. Council Member Glassman could vote on all matters in the same way as those members physically present as long as he participated in any of the discussion, and was not just present for the vote. On the evening's agenda, all votes would be done by roll call rather than a voice vote.

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Joel Hutchison, New Life Church, after which the Pledge of Allegiance was led by the entire assembly.

Presentations:

- a. Mayor Walkup and Council Member Scott presented awards to the Eight Annual Ward 4 Back to School Bash contributors and volunteers.

Council Member Scott thanked the celebrity flippers primarily from the Tucson Fire Chiefs Association and city staff. She thanked staff from the Clements Center, Tucson Police Explorers, Tucson Fire Department Engine 12 and Engine 17. A special thanks to Hugo Gonzalez of Tucson Water. She also thanked more than thirty-five businesses, city departments, and over one hundred twenty-five volunteers.

Council Member Scott recognized the "Above & Beyond" Shinning Stars that included Costco, Swaim & Associates, Lakeside Neighborhood Association, Fry's Food & Drug, The Stanley Group, Carmen and John Cousins, Dennis Leon, Marci Gregg, Jim Conroy, Capt. Trish Tracey, Explorer Kyle Wilson, Lt. Sanford Levy, Sgt. Larry Thompson, Detective Mike Gurr, and Capt. Roger Tamietti.

Bronze awards were given to Oasis Tucson, Inc., Comcast, Jim Click Nisson, Arizona Builders Alliance, and Diamond Ventures, Inc. Silver awards went to SAHBA, Civano Nursery, Ashton & Company, Westcor and Gold awards were presented to Wal-Mart Store #1291, Wal-Mart Stores, Inc., and Cox Communications.

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 475, dated September 9, 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. Vice Mayor Uhlich announced that there would be a meeting with the newly formed Tucson Police Department Violent Crime Task Force at the Ward 3 office on September 10, 2008.
- b. Council Member Scott reported on the recent bank robbery and hostage situation and thanked the police department for their prompt and professional response. She sent her thoughts and prayers to the victims and their families who were traumatized by the event.
- c. Council Member Trasoff announced that the 3rd Annual Go Green Sustainability Fair would be held on September 10, 2008, at the Ward 6 office.
- d. Mayor Walkup announced the United States Congress designated September 11, 2008, as Patriot Day and flags would be flown at half-staff on that day.

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

Mayor Walkup announced City Manager’s communication number 476, dated September 9, 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 477, dated September 9, 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. Sakura Teppan Steak & Seafood Restaurant, Ward 2
6534 E. Tanque Verde Rd.
Applicant: Yong Joo Lee
Series 12, City 52-08
Action must be taken by: September 15, 2008
Staff has indicated the applicant is in compliance with city requirements.

Person Transfer(s)

2. Sakura Teppan Steak & Seafood, Ward 2
6534 E. Tanque Verde Rd.
Applicant: Yong Joo Lee
Series 7, City 53-08
Action must be taken by: September 15, 2008
Staff has indicated the applicant is in compliance with city requirements.

c. Special Event(s)

1. HOPE Animal Shelter, Ward 2
2970 N. Swan Rd.
Applicant: Karen Carroll Hoyt
City T54-08
Date of Event: September 27, 2008
(Fundraising for animal shelter)
Staff has indicated the applicant is in compliance with city requirements.
2. St. Demetrios Greek Orthodox Church, Ward 3
1145 E. Ft. Lowell Rd.
Applicant: Susan Parker-Hotchkiss
City T56-08
Date of Event: September 25, 2008 - September 28, 2008
(Fundraising)
Staff has indicated the applicant is in compliance with city requirements.
3. Sporting Chance, Ward 6
1303 E. University Blvd.
Applicant: Don Tringali
City T57-08
Date of Event: October 1, 2008
(Fundraising for Arizona Cancer)
Staff has indicated the applicant is in compliance with city requirements.
4. Sun Sounds of Arizona, Ward 6
3400 E. Camino Campestre
Applicant: Mitzi M. Tharin
City T59-08
Date of Event: September 27, 2008
(General fundraising)
Staff has indicated the applicant is in compliance with city requirements.

5. Our Lady Queen of All Saints Roman Catholic Church, Ward 5
2915 E. 36th St.
Applicant: Albert Palomino Borboa
City T60-08
Date of Event: September 26, 2008 - September 27, 2008
(Fundraiser for class room project)
Staff has indicated the applicant is in compliance with city requirements.

d. Agent Change/Acquisition of Control

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

It was moved by Council Member Leal, duly seconded, to forward liquor license applications 5b1 and 5b2, and 5c1 through 5c5 to the Arizona State Liquor Board with a recommendation for approval.

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 and Leal; and
Trasoff, Vice Mayor Uhlich and Mayor Walkup

Nay: None

Absent/Excused: None

It was carried by a roll call vote of 7 to 0, to forward liquor license applications 5b1 and 5b2, and 5c1 through 5c5 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. Troy Young spoke regarding participation with Green Building Programs in Pima County and the City of Tucson.

Vice Mayor Uhlich asked staff to follow up and make Mr. Young aware of the Green Building effort in bringing it in line with the County.

- b. Joe Sweeney spoke regarding the Immigration Naturalization Act provision that allowed the City of Tucson to join with the Federal Government in training its police officers in the City.

7. CONSENT AGENDA – ITEMS A THROUGH G

Mayor Walkup announced the reports and recommendations from the City Manager on the Consent Agenda and 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: (S06-269) RITA RANCH #28, LOTS 1 TO 45 AND COMMON AREA “A”

1. Report from City Manager SEPT9-08-480 WARD 4
2. Resolution No. 21077 relating to planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements in Case No. S06-269 and approving the final plat for the Rita Ranch #28 subdivision, Lots 1 through 45 and Common Area “A”; 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. REAL PROPERTY: AUTHORIZING A PURCHASE AGREEMENT WITH LEWIS HOLDINGS, LLC FOR THE EXPANSION OF THE EL PUEBLO HEALTH CLINIC

1. Report from City Manager SEPT9-08-481 WARD 5
2. Resolution No. 21078 relating to real estate; authorizing and approving the execution of a purchase agreement to acquire vacant land located in the campus of the El Pueblo Neighborhood Center at Old Nogales Highway and Thoroughbred Road in conjunction with the expansion of the El Pueblo Health Clinic; and declaring an emergency.

C. REAL PROPERTY: AMENDED GROUND LEASE AGREEMENT WITH THE SONORAN ART FOUNDATION, INC. AT 633 WEST 18TH STREET

1. Report from City Manager SEPT9-08-479 WARD 1
2. Ordinance No. 10577 relating to real property; authorizing and approving the First Amendment to the Ground Lease with the Sonoran Art Foundation, Inc.; and declaring an emergency.

D. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE COALITION FOR PRO NEIGHBORHOODS FOR THE COMMUNITY ORGANIZER COURSE SCHOLARSHIP

1. Report from City Manager SEPT9-08-483 WARD 1
2. Resolution No. 21079 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 Coalition for PRO Neighborhoods to help support funding the Community Organizer Course Scholarship for Ward 1 residents; and declaring an emergency.

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

E. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA ATTORNEY GENERAL FOR TOBACCO RETAIL COMPLIANCE INSPECTIONS

1. Report from City Manager SEPT9-08-482 CITY-WIDE
2. Resolution No. 21080 relating to Police; approving and authorizing the execution of an Intergovernmental Agreement between the City of Tucson and the Arizona Attorney General's Office, the Department of Law, State of Arizona for Tobacco Retail Compliance Inspections; and declaring an emergency.

F. APPROVAL OF MINUTES

1. Report from City Manager SEPT9-08-484 CITY-WIDE
2. Approval of minutes for the regular meeting of the Mayor and Council held on June 25, 2008

G. BOARDS, COMMITTEES, AND COMMISSIONS: AMENDING THE MEMBERSHIP OF THE RESOURCE PLANNING ADVISORY COMMITTEE

1. Report from City Manager SEPT9-08-485 CITY-WIDE
2. Ordinance No. 10570 relating to Boards and Commissions; amending Tucson Code Section 10A-201(B)(1)(H); amending membership composition of the Resource Planning Advisory Committee (RPAC); and declaring an emergency.

It was moved by Council Member Trasoff, duly seconded, that Consent Agenda Items A through G, 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

Absent/Excused: None

Consent Agenda Items A through G were declared passed and adopted by a roll call vote of 7 to 0.

8. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Walkup announced City Manager's communication number 478, dated September 9, 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 Romero, duly seconded, to appoint Chuck Bressi to the Downtown Links Citizen Advisory Committee and to appoint Paul Trevor Green to the Resource Planning Advisory 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, Scott, Leal, and Trasoff; Vice Mayor Uhlich and Mayor Walkup

Nay: None

Absent/Excused: None

The appointment of Chuck Bressi to the Downtown Links Citizen Advisory Committee and to appoint Paul Trevor Green to the Resource Planning and Advisory Committee was declared passed and adopted by a roll call vote of 7 to 0.

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

Vice Mayor Uhlich announced her personal appointment of Tyler Robbins to the Community Development Advisory Committee, Vikki Dempsey to the Public Art and Community Design Committee and Patty Valera to the Pima County/Tucson Women's Commission.

9. ADJOURNMENT: 6:12 p.m.

Mayor Walkup announced the next regularly scheduled meeting of the Mayor and Council would be held on September 16, 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 9th day of September 2008, and do hereby certify that it is an accurate transcription.

DEPUTY CITY CLERK

RWR:ds:tl