

MAYOR AND COUNCIL ADMINISTRATIVE ACTION REPORT AND SUMMARY

MAYOR AND COUNCIL - REGULAR MEETING  
FEBRUARY 28, 2000

FROM: CITY MANAGER \_\_\_\_\_

1. ROLL CALL: 7:35 P.M.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Council Members Jose J. Ibarra, Carol W. West, Jerry Anderson, Shirley C. Scott and Fred Ronstadt, Kathleen S. Detrick, City Clerk

ABSENT/EXCUSED: Vice-Mayor Steve Leal

STAFF MEMBERS: Luis G. Gutierrez, City Manager  
Thomas J. Berning, City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Lupe Rodriguez, Agape Christian Fellowship Church, after which the Pledge of Allegiance was led by Cadet Troop #468.

PRESENTATIONS:

- A. Mayor Robert E. Walkup welcomed Michael Pombock, Director of Santa Cruz Institute, and guests from Kazakhstan.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. <u>C O N S E N T A G E N D A</u></p> <p>*****ITEMS "E", "I" AND "R" WERE DELETED FROM THE CONSENT AGENDA *****</p> <p>A. AGREEMENT: WITH PIMA COUNTY HEALTH DEPARTMENT FOR CONDUCTING FEDERAL FOOD AND DRUG ADMINISTRATION TOBACCO COMPLIANCE CHECKS – FEB28-00-110</p> <p>RESOLUTION NO. 18516</p>	<p><u>POLICE CHIEF</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>B. ASSURANCE AGREEMENT: MESQUITE TRAILS, LOTS 1 THROUGH 88 AND COMMON AREA "A" (S99-026) – FEB28-00-111</p> <p>RESOLUTION NO. 18517</p>	<p><u>DIR. OF TRANS</u></p>
<p>C. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR CONSTRUCTION OF A PEDESTRIAN BRIDGE AT AJO WAY AND FORGEUS AVENUE – FEB28-00-112</p> <p>RESOLUTION NO. 18518</p>	<p><u>DIR. OF TRANS</u></p>
<p>D. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY FOR UNDERGROUND STORAGE TANK DELEGATION CONTRACT RENEWAL – FEB28-00-113</p> <p>RESOLUTION NO. 18519</p>	<p><u>FIRE CHIEF</u></p>
<p>F. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR PRETRIAL SERVICES – FEB28-00-115</p> <p>RESOLUTION NO. 18521</p>	<p><u>CITY COURT ADMINISTRATOR</u></p>
<p>G. APPROVAL OF MINUTES:                      September 13, 1999 October 4, 1999 November 8, 1999 November 15, 1999</p>	<p><u>CITY CLERK</u></p>
<p>H. FINANCE: CONTINGENCY FUND TRANSFER TO THE SAN IGNACIO YAQUI COUNCIL FOR THE "CELEBRATING OUR COMMUNITY" FIESTA – FEB28-00-109</p> <p>RESOLUTION NO. 18522</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>J. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE CONSOLIDATION OF</p>	<p><u>DIR. OF TRANS</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>ADMINISTRATION OF TRANSPORTATION SERVICES TO PIMA COUNTY RESIDENTS – FEB28-00-119</p> <p>RESOLUTION NO. 18524</p>	
<p>K. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR FIXED-ROUTE AND PARATRANSIT SERVICE TO PIMA COUNTY RESIDENTS – FEB28-00-120</p> <p>RESOLUTION NO. 18525</p>	<p><u>DIR. OF TRANS</u></p>
<p>L. TUCSON CODE: IMPLEMENTING (CHAPTER 10) BY AMENDING THE 1999-2000 CITY OF TUCSON EMPLOYEE COMPENSATION PLAN – FEB28-00-108</p> <p>ORDINANCE NO. 9352</p>	<p><u>DIR. OF HUMAN RESOURCES</u></p>
<p>M. REAL PROPERTY: SALE OF PROPERTY LOCATED BETWEEN RICHEY BOULEVARD AND PALO VERDE BOULEVARD TO ALVIN KIVEL; REPEALING SECTIONS 2 AND 3 OF ORDINANCE NO. 9232 – FEB28-00-121</p> <p>ORDINANCE NO. 9353</p>	<p><u>DIR. OF TRANS</u></p>
<p>N. ASSURANCE AGREEMENT: REGALO DEL SOL ESTATES, LOTS 1 THROUGH 11 AND COMMON AREA “A” (S99-006) – FEB28-00-123</p> <p>RESOLUTION NO. 18526</p>	<p><u>DIR. OF TRANS</u></p>
<p>O. FINAL PLAT: (S98-066) ALBERTSONS AT EL RIO PLAZA, LOTS 1 THROUGH 5 – FEB28-00-124</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>P. FINAL PLAT: (S99-026) MESQUITE TRAILS, LOTS 1 THROUGH 88 AND COMMON AREA “A” (A RESIDENTIAL CLUSTER PROJECT) – FEB28-00-126</p>	<p><u>DIR. OF DEV. SERVICES</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Q. FINAL PLAT: (S99-006) REGALO DEL SOL ESTATES, LOTS 1 THROUGH 11 AND COMMON AREA "A" – FEB28-00-127</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>S. TUCSON CODE: IMPLEMENTING (CHAPTER 25) CHANGING THE NAME OF PLEIADES CIRCLE TO RICHARD ASHLEY CIRCLE (C14-2000-01) – FEB28-00-130</p> <p>ORDINANCE NO. 9355</p>	<p><u>DIR. OF PLANNING</u></p>
<p>T. LIQUOR LICENSES – FEB28-00-122</p> <p>City No. EP02-00 City No. EP03-00 City No. EP04-00 City No. T008-00 City No. T010-00 City No. T012-00 City No. T014-00 City No. T017-00 City No. 001-00 City No. 004-00 City No. T020-00</p>	<p><u>CITY CLERK</u></p>
<p>U. FINAL PLAT: (S98-074) DF GARDENS II, LOTS 1 THROUGH 9 (CON'D FROM THE MEETING OF FEBRUARY 7, 2000) – FEB28-00-131</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>V. ASSURANCE AGREEMENT: DF GARDENS II, LOTS 1 THROUGH 9 (S98-074) (CONT'D FROM THE MEETING OF FEBRUARY 7, 2000) – FEB28-00-132</p> <p>RESOLUTION NO. 18490</p>	<p><u>DIR. OF TRANS</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

Council Member Scott MOVED, SECONDED by Council Member Ronstadt that items on the Consent Agenda (Except “E”, “I” and “R”) be approved and/or adopted and proper action taken.

Motion PASSED by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).

E. ELECTIONS: CREATING THE 2000 REDISTRICTING  
ADVISORY COMMITTEE – FEB28-00-114

RESOLUTION NO. 18520

Council Member Anderson MOVED, SECONDED by Council Member West that Mayor and Council pass and adopt Resolution No. 18520.

Motion PASSED by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).

Kathleen S. Detrick read the following appointments to the 2000 Redistricting Advisory Committee into the record:

Mayor Walkup – Judy Patrick  
Council Member Ibarra – Daniel Cavanaugh  
Council Member West – Linda Knauss  
Council Member Anderson – Dr. John Garcia  
Council Member Scott – Dr. Charles Ford  
Vice-Mayor Leal – Richard Fimbres  
Council Member Ronstadt – George Gobble

CITY CLERK

I. INTERGOVERNMENTAL AGREEMENT: WITH THE RIO  
NUEVO MULTIPURPOSE FACILITIES DISTRICT  
OUTLINING RESPONSIBILITIES AND OBLIGATIONS OF  
THE PARTIES – FEB28-00-118

RESOLUTION NO. 18523

CITY MANAGER

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>This item was continued at the request of staff.</p>	
<p>R. LEASE AGREEMENT: WITH THE CATHOLIC DIOCESE FOR THE USE OF PROPERTY FOR A NEIGHBORHOOD PARK – FEB28-00-129</p> <p>RESOLUTION NO. 18527</p> <p>This item was continued for one week at the request of staff.</p>	<p><u>DIR. OF PARKS AND RECREATION</u></p>
<p>4. ZONING: (C9-99-SP-8) <u>JEWISH COMMUNITY CAMPUS SPECIFIC PLAN</u> – RIVER ROAD, SR TO SP-8, ZONING EXAMINER’S REPORT AND ORDINANCE ADOPTION – FEB28- 00-128</p> <p>ORDINANCE NO. 9354</p> <p>Council Member West MOVED, SECONDED by Council Member Scott that Mayor and Council pass and adopt Ordinance No. 9354 with the following restrictions:</p> <ol style="list-style-type: none"><li>1. buildings used as recreational centers shall have a height limited to 29 feet</li><li>2. all other buildings height shall be limited to 24 feet.</li></ol> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).</p>	<p><u>DIR. OF PLANNING</u></p>
<p>5. PUBLIC HEARING: ZONING (C9-99-24) MURPHEY GROOM TRUST – BROADWAY BOULEVARD, R-1 TO O-2, ZONING EXAMNER’S REPORT (CONT’D FROM THE MEETING OF FEBRUARY 14, 2000) – FEB28-00-116</p> <p>Council Member West MOVED, SECONDED by Council Member Scott that Mayor and Council close the public hearing.</p>	<p><u>DIR. OF PLANNING</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Motion <u>PASSED</u> by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Scott that staff be directed to prepare an ordinance rezoning the property from R-1 to O-2 subject to conditions listed in the City Manager's recommendations.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).</p>	
<p>6. PUBLIC HEARING: ZONING (C9-90-17 ENIGMA PROPERTIES – IRVINGTON ROAD, C-2 ZONE CHANGE OF APPROVED DEVELOPMENT PLAN AND ORDINANCE ADOPTION (CONT'D FROM THE MEETING OF FEBRUARY 14, 2000) – FEB28-00-125</p> <p>ORDINANCE NO. 9351</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member West that Mayor and Council close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Scott that Mayor and Council pass and adopt Ordinance No. 9351.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).</p>	<p><u>DIR. OF PLANNING</u></p>
<p>7. PUBLIC HEARING: BINGO LICENSE – SABBAR TEMPLE, 450 SOUTH TUCSON BOULEVARD, CITY NO. 148 – FEB28-00-117</p> <p>Council Member West MOVED, SECONDED by Council Member Scott that Mayor and Council close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).</p>	<p><u>CITY CLERK</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Council Member West MOVED, SECONDED by Council Member Scott that the application be forwarded to the State Tax Commission with a recommendation for approval.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).</p>	
<p>8. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – FEB28-00-107</p> <p>Council Member Anderson MOVED, SECONDED by Council Member Ronstadt that Mayor and Council:</p> <p>reappoint Mr. Jaime Gibbons (Tucson Hispanic Chamber of Commerce), Ms. Anne Lawrence (Armory Park Neighborhood Association), Mr. David Hoyt Johnson (Tucson-Pima Arts Council), Mr. Bruce Edmunds (Pie Allen Neighborhood Association), Mr. David Bachman-Williams (Tucson-Pima Bicycle Advisory Committee), Mr. John Coinman (Iron Horse Neighborhood Association), Mr. Arthur Keating (Citizens for Transportation Planning), Mr. Dan Overbeck (El Presidio Neighborhood Association), Mr. Brian Cummings (4<sup>th</sup> Avenue Merchants Association), Ms. Patsy Waterfall (Tucson/Pima County Historical Commission), Mr. Brian McClain (Downtown Business), Mr. John Crow (Barrio Historico) and Mr. Eugene Caywood (Old Pueblo Trolley &amp; CTAC) to the Barraza/Aviation Parkway – Downtown Citizen Advisory Committee;</p> <p>appoint Mr. Robert Robles (Residents) to the Barrio Historico Historic Zone Advisory Board;</p> <p>reappoint Mr. Dick Palmer to the Building Code Committee (Joint City/County);</p> <p>8. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – FEB28-00-107</p> <p>appoint Mr. David Eisenberg, Mr. Edwin D. Morgan and Mr. Brent Woods to the Building Code Committee (Joint City/County);</p> <p>appoint Mr. Michael Jamison (Jamey) Sumner to the Citizen's Transportation Advisory Committee;</p>	<p><u>CITY CLERK</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

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<p>reappoint Mr. Richard Luckett (Registered Architect), Mr. Dave L. Burns (Registered Architect), Mr. Steven P. Herzog (Registered Architect) and Mr. Sherwood Z. Burr (Registered Contractor) to the Development Review Board; and</p> <p>appoint Mr. Michael C. Hein (Parks/Recreation/Housing) to the Metropolitan Education Commission.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).</p> <p>Council Member Scott announced her personal appointment of Albert Sterman to the Telecommunications Policy and Advisory Committee (TelePAC).</p> <p>Council Member West announced her personal appointment of Darlene Ortiz to the Urban Metropolitan Tucson Commission on Native American Affairs.</p>	
<p>9. ZONING: (C9-97-27) KGAM LIMITED – BROADWAY BOULEVARD, R-1 TO P, ORDINANCE ADOPTION – FEB28-00-133</p> <p>ORDINANCE NO. 9356</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Scott that Mayor and Council pass and adopt Ordinance No. 9356 with the inclusion that in the event any question of conflict arises, the neighborhood agreement take precedence.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Vice-Mayor Leal absent/excused).</p>	<p><u>DIR. OF PLANNING</u></p>
<p>10. CALL TO THE AUDIENCE, FOR PERSONS DESIRING TO SPEAK</p> <p>a. Lisa DeLong addressed the Mayor and Council regarding the handling of an incident from July 4, 1999.</p> <p>b. Mardi Hatfield addressed the Mayor and Council regarding:</p> <ol style="list-style-type: none"><li>1. the inability to get an appointment with the Mayor</li><li>2. the handling of Lisa DeLong's incident on July 4, 1999</li><li>3. elevators at City Hall</li><li>4. bus drivers' treatment of people in wheelchairs</li></ol>	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

5. concerns at Tucson House	
11. ADJOURNMENT: 8:38 p.m.  The next regularly scheduled meeting of the Mayor and Council will be held on Monday, March 6, 2000, at 2:00 p.m., in the Mayor and Council Chambers, 255 West Alameda, Tucson, Arizona.	