

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

AUGUST 5, 2002

FROM: CITY MANAGER _____

1. ROLL CALL: 3:20 P.M.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Carol West, Council Members Jose J. Ibarra, Kathleen Dunbar, Shirley C. Scott, Steve Leal, and Fred Ronstadt, Kathleen S. Detrick, City Clerk

STAFF MEMBERS: James Keene, City Manager
Mike Letcher, Deputy City Manager
Michael House, City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Kathleen S. Detrick, City Clerk, after which the Pledge of Allegiance was presented by the entire assembly.

PRESENTATIONS:

- A. Mayor Walkup proclaimed August 20, 2002 as 227th Anniversary of the founding of the City of Tucson and presented the proclamation to Sharon Chadwick.
- B. Presentation of the American Public Works Association Project of the Year Award for the Pantano Project to Mike Skilsky of the Transportation Department.

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<p>3. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS AUG5-02-432</p> <p>City Manager, James Keene, announced:</p> <ul style="list-style-type: none">1. Beginning with the first meeting in September, the Mayor and Council members will have an opportunity to make similar announcements.	

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3. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS
AUG5-02-432 (CONT'D)

2. Fire Chief, Dan Newburn, has been named as the Grand Marshall of the 2002 Labor Day Parade hosted by the Southern Arizona Labor Council.
3. City Page has successfully been appearing in the Thursday Tucson Citizen's Calendar Section and the Friday Arizona Daily Star's Caliente.
4. Tucson Downtown Alliance employees Tara Nelson, Michael Lagrand and Dominic Gonzales played heroic roles in the tragic fatal attack on a downtown security guard. Their actions led to the apprehension of the suspect.
5. The Ward 4 "Back to School Bash" is scheduled for August 17th at the Clements Center.

4. CALL TO THE AUDIENCE

1. Francisco Saenz addressed the Mayor and Council regarding a policy and criteria for adding names to the Vietnam Veterans Memorial in Presidio Park.

Council Member Leal directed the City Manager to follow up.
2. Linda Bohlke requested the Mayor and Council allow public comment regarding the review of the City Manager.
3. Linda Hatfield advised the Mayor and Council that current City management promotes an anti-union environment.

5. CAP WATER LITIGATION - AUG5-02-433

No discussion.

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<p>6. <u>C O N S E N T A G E N D A</u></p> <p>*****ITEMS “G”, “EE” AND “VV” WERE DELETED FROM THE CONSENT AGENDA *****</p> <p>A. AWARD AGREEMENT; WITH THE ARIZONA ATTORNEY GENERAL’S OFFICE FOR THE FY 2003 VICTIMS’ RIGHTS IMPLEMENTATION ASSISTANCE PROGRAM – AUG5-02- 465</p> <p>RESOLUTION NO. 19293</p>	<p><u>CITY ATTORNEY</u></p>
<p>B. FINANCE: CONTINGENCY FUND TRANSFER FOR NEIGHBORHOOD SPEED HUMPS TO BE LOCATED IN WARD 1 – AUG5-02-436</p> <p>RESOLUTION NO. 19301</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>C. FINANCE: CONTINGENCY FUND TRANSFER FOR MIRACLE ON CHURCH STREET CHILDREN’S HOLIDAY EVENT – AUG5-02-437</p> <p>RESOLUTION NO. 19302</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>D. FINANCE: CONTINGENCY FUND TRANSFER FOR A COMMUNITY BACK TO SCHOOL HEALTH FAIR TO BE HELD AT THE TUCSON CONVENTION CENTER – AUG5- 02-438</p> <p>RESOLUTION NO. 19303</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>

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E. INTERGOVERNMENTAL AGREEMENT: WITH THE UNIVERSITY OF ARIZONA FOR THE PIMA COUNTY 4-H PORTABLE CHALLENGE MODEL PROJECT – AUG5-02-454 RESOLUTION NO. 19305	<u>DIR. OF COMM. SERVICES</u>
F. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY COMMUNITY COLLEGE FOR GED TESTING AND ADULT BASIC EDUCATION – AUG5-02-455 RESOLUTION NO. 19304	<u>DIR. OF COMM. SERVICES</u>
H. GRANT APPLICATION: FOR JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT FUNDS – AUG5-02-489 RESOLUTION NO. 19323	<u>POLICE CHIEF</u>
I. GRANT APPLICATION AND AGREEMENT: WITH THE ARIZONA STATE LIBRARY, ARCHIVES AND PUBLIC RECORDS FOR THE FOLLOWING: AMERICANS WITH DISABILITIES ACT COMPLIANCE – AUG5-02-450 RESOLUTION NO. 19294	<u>DIR. OF LIBRARY</u>
J. GRANT APPLICATION AND AGREEMENT: WITH THE ARIZONA STATE LIBRARY, ARCHIVES AND PUBLIC RECORDS FOR THE FOLLOWING: CONNECTING AJO – AUG5-02-451 RESOLUTION NO. 19296	<u>DIR. OF LIBRARY</u>
K. GRANT APPLICATION AND AGREEMENT: WITH THE ARIZONA STATE LIBRARY, ARCHIVES AND PUBLIC	DIR. OF LIBRARY

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<p>RECORDS FOR THE FOLLOWING MAIN LIBRARY CYBERCAFE – AUG5-02-452</p> <p>RESOLUTION NO. 19295</p>	
<p>L. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE DEPARTMENT OF ECONOMIC SECURITY FOR A THERAPEUTIC RECREATION GRANT – AUG5-02-449</p> <p>RESOLUTION NO. 19297</p>	<p><u>DIR. OF PARKS AND RECREATION</u></p>
<p>M. REAL PROPERTY: RIGHT-OF-WAY USE COVENANT WITH PIMA COUNTY FOR DRAINAGE IMPROVEMENTS PROPOSED FOR COUNTRY CLUB ROAD TO AJO WAY – AUG5-02-441</p> <p>ORDINANCE NO. 9741</p>	<p><u>DIR. OF TRANS</u></p>
<p>N. REAL PROPERTY: VACATION AND CONVEYANCE OF PORTIONS OF FLOWING WELLS ROAD RIGHT-OF-WAY AT GLENN STREET TO THE ADJOINING PROPERTY OWNER – AUG5-02-456</p> <p>ORDINANCE NO. 9748</p>	<p><u>DIR. OF TRANS</u></p>
<p>O. PUBLIC IMPROVEMENTS: SILVERLAKE ROAD, MISSION ROAD TO INTERSTATE 10 DISTRICT PAVING IMPROVEMENT – AUG5-02-439</p> <p>RESOLUTION NO. 19289</p>	<p><u>DIR. OF TRANS</u></p>
<p>P. REAL PROPERTY: VACATION AND SALE OF PORTIONS OF BROADWAY BOULEVARD RIGHT-OF-WAY EAST OF KOLB ROAD – AUG5-02-457</p>	<p><u>DIR. OF TRANS</u></p>

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ORDINANCE NO. 9745	
<p>Q. REAL PROPERTY: VACATION, SALE AND PARTIAL EXCHANGE OF BERNARD DRIVE RIGHT-OF-WAY SOUTH OF AJO WAY BETWEEN INTERSTATE 10 AND BENSON HIGHWAY TO THE ADJOINING PROPERTY OWNER – AUG5-02-458</p> <p>ORDINANCE NO. 9743</p>	<p><u>DIR. OF TRANS</u></p>
<p>R. REAL PROPERTY: ACQUISITION OF RIGHT-OF-WAY FOR A MULTI-USE PATH AT ALVERNON WAY AND THIRD STREET – AUG5-02-440</p> <p>RESOLUTION NO. 19300</p>	<p><u>DIR. OF TRANS</u></p>
<p>S. REAL PROPERTY: SALE OF EASEMENT RIGHTS TO PIMA COUNTY FLOOD CONTROL DISTRICT FOR IRRIGATION LINES ACROSS A PORTION OF JUHAN PARK – AUG5-02-459</p> <p>ORDINANCE NO. 9747</p>	<p><u>DIR. OF TRANS</u></p>
<p>T. REAL PROPERTY: VACATION OF ALLEY RIGHT-OF-WAY WITHIN THE PANTANO RIDGE SUBDIVISION – AUG5-02-460</p> <p>ORDINANCE NO. 9746</p>	<p><u>DIR. OF TRANS</u></p>
<p>U. AGREEMENT: WITH PIMA ASSOCIATION OF GOVERNMENTS FOR TRANSPORTATION PLANNING</p>	<p><u>DIR. OF TRANS</u></p>

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<p>AND PROFESSIONAL SERVICES DURING FY 2003 – AUG5-02-464</p> <p>RESOLUTION NO. 19292</p>	
<p>V. PUBLIC IMPROVEMENTS: ST. MARY’S ROAD, SILVERBELL ROAD TO CAMINO SANTIAGO DISTRICT LIGHTING IMPROVEMENT – AUG5-02-461</p> <p>RESOLUTION NO. 19290</p>	<p><u>DIR. OF TRANS</u></p>
<p>W. PUBLIC IMPROVEMENTS: FORT LOWELL, VISTA DEL FORTE TO SWAN ROAD DISTRICT PAVING IMPROVEMENT – AUG5-02-462</p> <p>RESOLUTION NO. 19287</p>	<p><u>DIR. OF TRANS</u></p>
<p>X. PUBLIC IMPROVEMENTS: MAYFAIR TERRACE DISTRICT PAVING IMPROVEMENT – AUG5-02-463</p> <p>RESOLUTION NO. 19288</p>	<p><u>DIR. OF TRANS</u></p>
<p>Y. TRANSPORTATION: AUTHORIZATION FOR THE TRANSPORTATION DEPARTMENT TO SUBMIT FEDERAL TEA-21 TRANSPORTATION ENHANCEMENT PROPOSALS – AUG5-02-445</p> <p>RESOLUTION NO. 19298</p>	<p><u>DIR. OF TRANS</u></p>
<p>Z. REAL PROPERTY: VACATION OF PORTIONS OF RIGHT- OF-WAY NEAR FIFTEENTH STREET AND CHERRY AVENUE FOR THE ARROYO CHICO MULTI-USE PROJECT – AUG5-02-446</p>	<p><u>DIR. OF TRANS</u></p>

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ORDINANCE NO. 9749	
AA. ASSURANCE AGREEMENT: (S01-047) PANTANO RIDGE LOTS 1 – 123, AND COMMON AREAS “A” AND “B” – AUG5-02-490 RESOLUTION NO. 19327	<u>DIR. OF DEV. SERVICES</u>
BB. FINAL PLAT: (S01-047) PANTANO RIDGE, LOTS 1 – 123 AND COMMON AREAS “A” AND “B” – AUG5-02-442	<u>DIR. OF DEV. SERVICES</u>
CC. ASSURANCE AGREEMENT: (S01-044) PLAZA BONITA LOTS 1 – 43 AND COMMON AREAS “A” AND “B” – AUG5-02-478 RESOLUTION NO. 19318	<u>DIR. OF DEV. SERVICES</u>
DD. FINAL PLAT: (S01-044) PLAZA BONITA, LOTS 1 – 43 AND COMMON AREAS “A” AND “B” – AUG5-02-443	<u>DIR. OF DEV. SERVICES</u>
FF. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE NEIGHBORHOOD REINVESTMENT PROGRAM IN EL CORTEZ HEIGHTS NEIGHBORHOOD – AUG5-02-448 RESOLUTION NO. 19306	<u>DEPT. OF NEIGH. RESOURCES</u>
GG. APPROVAL OF MINUTES: NOVEMBER 13, 2000 JANUARY 8, 2001 FEBRUARY 12, 2001 MAY 14, 2001 MAY 21, 2001 JUNE 4, 2001 JUNE 11, 2001	<u>CITY CLERK</u>

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	JUNE 18, 2001 SEPTEMBER 4, 2001 SEPTEMBER 17, 2001	
HH.	FINANCIAL PARTICIPATION AGREEMENT: WITH YOUTHWORKS TO PROVIDE SUMMER YOUTH EMPLOYMENT – AUG5-02-469 RESOLUTION NO. 19307	<u>DEPT. OF NEIGH. RESOURCES</u>
II.	TUCSON CODE: AMENDING (CHAPTER 22) RELATING TO THE CITY EMPLOYEE SUPPLEMENTAL RETIREMENT SYSTEM – AUG5-02-470 ORDINANCE NO. 9754	<u>DIR. OF FINANCE</u>
JJ.	REAL PROPERTY: VACATION AND CONVEYANCE OF PROPERTY NEAR SILVERBELL AND INTROSPECT ROADS TO CHICANOS POR LA CAUSA – AUG5-02-471 ORDINANCE NO. 9755	<u>DIR. OF TRANS</u>
KK.	ECONOMIC DEVELOPMENT: AUTHORIZATION FOR A FOREIGN TRADE ZONE SITE OPERATIONS AGREEMENT WITH WEISER LOCK CORPORATION – AUG5-02-472 RESOLUTION NO. 19308	<u>DIR. OF ECON. DEVELOPMENT</u>
LL.	GRANT AGREEMENT: WITH THE DUI ABATEMENT COUNCIL FOR A PUBLIC EDUCATION PROGRAM – AUG5-02-480 RESOLUTION NO. 19311	<u>POLICE CHIEF</u>

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<p>MM. GRANT AGREEMENT: WITH THE ARIZONA CRIMINAL JUSTICE COMMISSION FOR A DRUG CONTROL AND SYSTEM IMPROVEMENT PROGRAM – AUG5-02-481</p> <p>RESOLUTION NO. 19313</p>	<p><u>POLICE CHIEF</u></p>
<p>NN. GRANT AGREEMENT: WITH THE ARIZONA AUTOMOBILE THEFT AUTHORITY FOR OPERATION TOPCAT – AUG5-02-483</p> <p>RESOLUTION NO. 19309</p>	<p><u>POLICE CHIEF</u></p>
<p>OO. GRANT AGREEMENT: WITH THE ARIZONA CRIMINAL JUSTICE COMMISSION FOR A RECORDS MANAGEMENT IMPROVEMENT PROGRAM – AUG5-02-482</p> <p>RESOLUTION NO. 19310</p>	<p><u>POLICE CHIEF</u></p>
<p>PP. GRANT AGREEMENT: WITH THE ARIZONA CRIMINAL JUSTICE COMMISSION FOR DRUG CONTROL AND SYSTEM IMPROVEMENT PROGRAM – AUG5-02-474</p> <p>RESOLUTION NO. 19314</p>	<p><u>POLICE CHIEF</u></p>
<p>QQ. GRANT: ACCEPTANCE OF GRANT FUNDS FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FOR WATER SECURITY ENHANCEMENTS – AUG5-02-479</p>	<p><u>DIR.OF WATER</u></p>

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RESOLUTION NO. 19317	
RR. ECONOMIC DEVELOPMENT: APPOINTMENT OF NEIGHBORHOOD REPRESENTATIVE TO EMPOWERMENT ZONE GOVERNANCE BOARD – AUG5-02-477 RESOLUTION NO. 19319	<u>DIR. OF ECON. DEVELOPMENT</u>
SS. REAL PROPERTY: ACQUISITION OF RIGHT-OF-WAY FOR HARRISON ROAD WALKING PATH – AUG5-02-484 RESOLUTION NO. 19320	<u>DIR. OF TRANS</u>
TT. REAL PROPERTY: ACQUISITION OF GREYHOUND BUS STATION FOR FOURTH AVENUE UNDERPASS PROJECT AUG5-02-475 RESOLUTION NO. 19321	<u>CITY MANAGER</u>
UU. REAL PROPERTY: AMENDING THE ACQUISITION AGREEMENT WITH UNION PACIFIC RAILROAD RELATING TO DOWNTOWN PROPERTIES – AUG5-02-476 RESOLUTION NO. 19322	<u>CITY MANAGER</u>
WW. GRANT AGREEMENT: WITH THE ARIZONA CRIMINAL JUSTICE COMMISSION FOR A FORENSICS / POLICE CRIMINALIST PROGRAM --AUG5-02-493 RESOLUTION NO. 19324	<u>POLICE CHIEF</u>
XX. INTERGOVERNMENTAL AGREEMENT: WITH THE UNIVERSITY OF ARIZONA FOR PROJECT RESTORE – AUG5-02-492	<u>POLICE CHIEF</u>

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RESOLUTION NO. 19325	
YY. INTERGOVERNMENTAL AGREEMENT: WITH TUCSON UNIFIED SCHOOL DISTRICT FOR THE USE OF JOHN F. KENNEDY PARK – AUG5-02-496 RESOLUTION NO. 19328	<u>DIR. OF PARKS AND RECREATION</u>
Council Member Leal MOVED, SECONDED by Council Member Ibarra that items on the Consent Agenda (Except “G”, “EE”, and “VV”) be approved and/or adopted. Motion <u>PASSED</u> by a vote of 7 to 0.	
G. TUCSON CODE: AMENDING (CHAPTER 10) RELATING TO THE CITY EMPLOYEE COMPENSATION PLAN – AUG5-02-435 ORDINANCE NO. 9742 Council Member Scott MOVED, SECONDED by Vice-Mayor West to pass and adopt Ordinance No. 9742. Motion <u>PASSED</u> by a vote of 7 to 0.	<u>DIR. OF HUMAN RESOURCES</u>
EE. TUCSON CODE: AMENDING (CHAPTER 21) RELATING TO ESTABLISHING RESERVATION POLICIES FOR CITY MUNICIPAL GOLF COURSES – AUG5-02-453 ORDINANCE NO. 9744 Council Member Scott MOVED, SECONDED by Vice-Mayor West to pass and adopt Ordinance No. 9744. Motion <u>PASSED</u> by a vote of 7 to 0.	<u>DIR. OF PARKS AND RECREATION</u>

<p>VV. TUCSON CODE: AMENDING (CHAPTER 21) RELATING TO CHARGES FOR PARKS AND RECREATION FACILITIES AND PROGRAMS – AUG5-02-491</p> <p>ORDINANCE NO. 9757</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Ronstadt to pass and adopt Ordinance No. 9757 as amended and read into the record by the City Clerk.</p> <p>Motion <u>PASSED</u> by a vote of 5 to 2 (Council Members Ibarra and Leal dissenting).</p> <p>On a second roll call vote for the sole and separate purpose of amending the ordinance to include the emergency clause the vote was 7 to 0.</p>	<p><u>DIR. OF PARKS AND RECREATION</u></p>
<p>VV. TUCSON CODE: AMENDING (CHAPTER 21) RELATING TO CHARGES FOR PARKS AND RECREATION FACILITIES AND PROGRAMS – AUG5-02-491</p> <p>City Manager noted that in the future, when fees are increased during the budget process, a separate public hearing will be held to receive public comment on the proposed fee schedule.</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u> Is responsible</p>
<p>7. LIQUOR LICENSE APPLICATIONS – AUG5-02-434</p> <p>GRANT RD. TEXACO, CITY # 055-02 GUADALAJARA GRILL, CITY # 053-02 FENDERSKIRTS BAR & GRILL, CITY # 056-02 SOUTH TUCSON LIONS, CITY # T056-02 DANCE SOUTHWEST, CITY # T062-02 TUCSON BREAKFAST LIONS CLUB, CITY # T063-02 MCMAHON'S STEAKHOUSE, CITY # EP35-02 KICKSTART GRILL, CITY # EP36-02 PLUSH, CITY # EP38-02</p>	<p><u>CITY CLERK</u></p>

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<p>Council Member Ronstadt MOVED, SECONDED by Council Member Scott that staff be directed to forward these applications to the State Liquor Board with recommendations for approval.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>(b)(1) C & T OIL, CITY # 054-02</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Scott to direct staff to forward this application to the State Liquor Board with a recommendation for approval.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>(b)(3) MI RANCHITO R & D MARKET, CITY # 057-02</p> <p>Council Member Leal MOVED, SECONDED by Council Member Ibarra to direct staff to forward this application to the State Liquor Board with a recommendation for denial.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>8. MAGISTRATES: APPOINTMENT OF CITY MAGISTRATE – AUG5-02-444</p> <p>ORDINANCE NO. 9753</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Leal to pass and adopt Ordinance No. 9753.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 1 (Council Member Ibarra dissenting).</p>	<p><u>CITY COURT</u></p>
<p>9. RIO NUEVO MULTIPURPOSE FACILITIES DISTRICT: AUTHORIZATION TO ACQUIRE CERTAIN REAL PROPERTY AT 26 – 72 EAST CONGRESS STREET – AUG5-02-487</p> <p>RESOLUTION NO. 19315</p>	<p><u>RIO NUEVO</u></p>

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<p>Council Member Ronstadt MOVED, SECONDED by Council Member Leal to pass and adopt Resolution No. 19315.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>10. PERSONNEL MATTERS: AMENDMENT TO CITY MANAGER EMPLOYMENT AGREEMENT – AUG5-02-494</p> <p>ORDINANCE NO. 9758</p> <p>Council Member Ronstadt MOVED, SECONDED by Vice-Mayor West to pass and adopt Ordinance No. 9758 with the following amendments:</p> <ol style="list-style-type: none">1. Section 2 revised effective date of term to August 22, 2002; and2. Section 4 rewrite first sentence with the City Manager’s base compensation will “be an amount equal to the base compensation that would have been payable under the agreement attached to Ordinance No. 9402, as of August 21, 2002. <p>Council Member Ibarra MOVED, SECONDED by Council Member Leal to substitute the motion to terminate the employment agreement with James Keene, City Manager, City of Tucson.</p> <p>10. PERSONNEL MATTERS: AMENDMENT TO CITY MANAGER EMPLOYMENT AGREEMENT – AUG5-02-494 (CONT’D)</p> <p>Substitute motion <u>FAILED</u> by a vote of 2 –5 (Vice-Mayor West, Council Members Dunbar, Scott, Ronstadt and Mayor Walkup dissenting).</p> <p>Main motion <u>PASSED</u> by a vote of 5 to 2 (Council Members Ibarra and Leal dissenting).</p>	<p><u>DIR. OF HUMAN RESOURCES</u></p>
<p>11. BOARDS, COMMISSIONS AND COMMITTEES – AUG5-02-473</p> <p>Council Member Scott MOVED, SECONDED by Council Member Leal to:</p> <p>appoint Lisa Thomson (Property Owner) and Jesus Moor (Property Owner) to the Barrio Historico Historic Zone Advisory Board;</p>	<p><u>CITY CLERK</u></p>

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<p>reappoint Jody Gibbs (Special Qualifications) to the Barrio Historico Historic Zone Advisory Board;</p> <p>appoint Kenneth Romano to the Citizens' Transportation Advisory Committee; and</p> <p>ratify the appointment of Jacqueline Ann Callender to the Pima County/Tucson Women's Commission.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Vice-Mayor West announced her personal appointments of Hilary B. Peterson J.D. to the Small Business Commission and Brian Douglas Beck to the Tucson-Pima County Bicycle Advisory Committee.</p>	
<p>RECESS: 4:49 P.M. RECONVENE: 7:35 P.M. MAYOR AND COUNCIL: ALL PRESENT STAFF: ALL PRESENT</p>	
<p>12. ZONING: (C9-01-21) SHULTZ & ROLLINS – OLSEN AVENUE, R-2 TO O-2, ORDINANCE ADOPTION – AUG5-02-466</p> <p>ORDINANCE NO. 9752</p> <p>Council Member Dunbar MOVED, SECONDED by Vice-Mayor West to pass and adopt Ordinance No. 9752.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF DEV.</u> <u>SERVICES</u></p>
<p>13. ZONING: (C9-01-04) 4D PROPERTIES – SILVERBELL ROAD, RX-2 TO R-3 AND C-1, ORDINANCE ADOPTION – AUG5-02-467</p>	<p><u>DIR. OF DEV.</u> <u>SERVICES</u></p>

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<p>ORDINANCE NO. 9751</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor West to pass and adopt Ordinance No. 9751.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>14. ZONING: (C9-02-09) VERONA PARTNERS – STONE AVENUE, I-1 TO C-2; CITY MANAGER’S REPORT AND ORDINANCE ADOPTION – AUG5-02-485</p> <p>ORDINANCE NO. 9756</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member Leal to pass and adopt Ordinance No. 9756.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>15. WATER: NOTICE OF INTENTION TO INCREASE WATER RATES AND SCHEDULING A PUBLIC HEARING FOR SEPTEMBER 9, 2002 – AUG5-02-486</p> <p>RESOLUTION NO. 19312</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Ronstadt to pass and adopt Resolution No. 19312.</p> <p>Motion <u>PASSED</u> by a vote of 5 to 2 (Council Member Ibarra and Leal dissenting).</p>	<p><u>DIR. OF WATER</u></p>

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<p>On a second roll call vote for the sole and separate purpose of amending the resolution to include the emergency clause the vote was 7 to 0.</p>	
<p>16. PUBLIC HEARING: TUCSON CODE – AMENDING (CHAPTER 23) THE <i>LAND USE CODE (LUC)</i> RELATING TO PROTECTED DEVELOPMENT RIGHTS – AUG5-02-468</p> <p>ORDINANCE NO. 9750</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Dunbar to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member Ronstadt to pass and adopt Ordinance No. 9750.</p> <p>Council Member Leal offered an amendment to direct staff to review and comment on the remarks made by Mark Magee.</p> <p>Amendment acceptable to maker.</p> <p>Motion, as amended, <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>17. PUBLIC HEARING: KINO AREA PLAN AMENDMENT, INDUSTRIAL SITE 2 – AUG5-02-495</p> <p>RESOLUTION NO. 19326</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Scott to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>

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<p>Council Member Leal MOVED, SECONDED by Council Member Ibarra to pass and adopt Resolution No. 19326.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>18. PUBLIC HEARING: <i>RINCON SOUTHEAST SUBREGIONAL PLAN</i> AMENDMENT HARRISON / I-10 – AUG5-02-488</p> <p>RESOLUTION NO. 19316</p> <p>Council Member Scott MOVED, SECONDED by Council Member Ibarra to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member Scott MOVED, SECONDED by Council Member Ronstadt to pass and adopt Resolution No. 19316.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>19. CALL TO THE AUDIENCE</p> <ol style="list-style-type: none">1. Deherrera Tapia encouraged the Mayor and Council to establish after hours.2. Richard Cook addressed the Mayor and Council in opposition to the renewal of the employment contract with James Keene.	

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STAFF ACTION

<ol style="list-style-type: none">3. Charles Vanolikus addressed the Mayor and Council in opposition to increased Parks and Recreation fees.4. James Modiset noted to the Mayor and Council that he was deeply disappointed with the renewal of the employment contract with James Keene and spoke in opposition to the Blue Barrel Program.5. Robert Royce thanked the Council Members from Wards 1 and 5 for their motion and support to dismiss the City Manager.	
<p>20. ADJOURNMENT: 8:30 P.M.</p> <p>The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, September 3, 2002, at 2:00 p.m. in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.</p>	