

MAYOR AND COUNCIL ADMINISTRATIVE ACTION REPORT AND SUMMARY

MAYOR AND COUNCIL - REGULAR MEETING
AUGUST 6, 2001

FROM: CITY MANAGER _____

1. ROLL CALL: 2:18 P.M.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Fred Ronstadt, Council Members Jose J. Ibarra, Carol West, Jerry Anderson, Shirley C. Scott and Steve Leal, 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 Reverend Jeffrey L. Kane, Trinity Presbyterian Church, after which the Pledge of Allegiance was presented by the entire assembly.

PRESENTATIONS:

- A. Mayor Walkup presented to Ned Zolman, Director of Budget and Research, the Government Finance Officers Association award of Distinguished Budget Preparation for the City of Tucson's annual budget for the "Fiscal Year Beginning July 1, 2000".
- B. Mayor Walkup proclaimed the week of August 27, 2001 to be "Civility Awareness Week" and presented the Proclamation to David Weaver.
- C. Mayor Walkup proclaimed August 20, 2001 as the time for citizens of this City to observe the 226th Anniversary of the City's founding and presented the Proclamation to Sharon Chadwick.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS AUG6-01-430</p> <p>City Manager, James Keene, announced:</p> <ul style="list-style-type: none">a. The GFOA Award just presented to the Department of Budget and Research has been around for 16 years. Tucson is one of only two cities in Arizona to receive this award each of those 16 years.	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

3. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS
AUG6-01-430

- b. On August 18, 2001, Ward 4 will be hosting a "Back to School Bash" at the Clements Center from 7:00 a.m. – 12 Noon.
- c. At the American Public Works Statewide Conference, the following awards were presented to the City of Tucson:
 - 1. Transportation category - \$2 - \$10 million project - 6th Avenue: I-10 to Ajo Paving
 - 2. Water – Disaster or Emergency Repair – Tucson Water Main Replacement and Cast Iron Rehab Program
 - 3. Water – Structures – Tucson Water Reservoir and Booster Station
 - 4. Outstanding Public Works Employees: Lorenzo Hernandez, Lois Schoff and Michael Sanders.
- d. The Hispanic Online Publication (magazine and website) has identified Tucson as a top-10 city for Hispanics in its July-August 2001 issue.
- e. The City of Tucson has received two Civic.com Magazine awards in their Civic 50 Awards for Information Technology which recognizes state and local governments for leadership:
 - 1. GIS Cooperative with the City, Pima County and the University of Arizona, and
 - 2. Pima Community College, University of Arizona and City of Tucson Tech Intern Program.
- f. The July 2001 Firehouse Magazine reported the following facts regarding Tucson:
 - 1. Engine Company #8 is the third busiest in the United States.
 - 2. Ladder #9 is the 24th busiest in the United States.
 - 3. Station #1 is the 12th busiest in the United States.
 - 4. We rank 45th out of 273 departments for busiest ambulance services; and
 - 5. We rank 35th out of 273 for busiest hazardous materials services.
- g. August 20th is the City's 226th birthday. On that day, Planning projects the City's population to reach 500,000.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

4. CALL TO THE AUDIENCE, FOR PERSONS DESIRING TO SPEAK

- a. Lynn Lee addressed the Mayor and Council on behalf of the American Red Cross and expressed concerns with City staff's inability to donate blood during City-sponsored blood drives.
- b. Ken Scoville addressed the Mayor and Council regarding historic preservation of the Stevens and Fisher homes.
- c. James Connelly addressed the Mayor and Council with a request to extend the existing roadway to reach the new Cienega High School.

5. C O N S E N T A G E N D A

*****ITEMS "B", "C", "E", "F", "H", "M", "X", "CC", "MM", "PP" "QQ" AND "RR" WERE DELETED FROM THE CONSENT AGENDA *****

- A. GRANT APPLICATION: AUTHORIZING THE SOLID WASTE MANAGEMENT DEPARTMENT TO APPLY FOR AN ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY WASTE REDUCTION ASSISTANCE GRANT – AUG6-01-415

DIR. OF SOLID
WASTE

- D. GRANT APPLICATION: AUTHORIZING THE TUCSON FIRE DEPARTMENT TO APPLY FOR THE JUVENILE FIRE STOPPERS PROGRAM GRANT WITH THE UNITED STATES DEPARTMENT OF JUSTICE – AUG6-01-397

FIRE CHIEF

- G. AWARD AGREEMENT: WITH THE ARIZONA ATTORNEY GENERAL'S OFFICE TO CONTINUE THE VICTIMS' RIGHTS IMPLEMENTATION ASSISTANCE PROGRAM – AUG6-01-396

RESOLUTION NO. 18963

POLICE CHIEF

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>I. COMMUNITY SERVICES: SECTION 8 MANAGEMENT ASSESSMENT PROGRAM CERTIFICATION FOR FISCAL YEAR ENDING JUNE 30, 2001 – AUG6-01-424</p> <p>RESOLUTION NO. 18977</p>	<p><u>DIR. OF COMM. SERVICES</u></p>
<p>J. FINANCIAL PARTICIPATION AGREEMENT: WITH PIMA YOUTH PARTNERSHIP FOR THE SUMMER AMPHITHEATER GYM JAM PROGRAM – AUG6-01-416</p> <p>RESOLUTION NO. 18970</p>	<p><u>CITY MANAGER</u></p>
<p>K. PUBLIC IMPROVEMENTS: PANTANO ROAD, ESCALANTE ROAD TO IRVINGTON ROAD DISTRICT LIGHTING IMPROVEMENT – AUG6-01-409</p> <p>RESOLUTION NO. 18951</p>	<p><u>DIR. OF TRANS</u></p>
<p>L. REAL PROPERTY: ACQUISITION OF PROPERTY FOR THE IMPROVEMENT PROJECT AT PARK AVENUE AND DREXEL ROAD – AUG6-01-410</p> <p>RESOLUTION NO. 18971</p>	<p><u>DIR. OF TRANS</u></p>
<p>N. REAL PROPERTY: AUTHORIZATION TO ACQUIRE PROPERTY ALONG THE BROADWAY BOULEVARD CORRIDOR – AUG6-01-412</p> <p>RESOLUTION NO. 18965</p>	<p><u>DIR. OF TRANS</u></p>
<p>O. TRANSPORTATION: AUTHORIZATION FOR THE TRANSPORTATION DEPARTMENT TO SUBMIT FEDERAL TEA-21 TRANSPORTATION ENHANCEMENT PROJECT PROPOSALS – AUG6-01-411</p>	<p><u>DIR. OF TRANS</u></p>
<p>P. FINAL PLAT: (S00-033) CASA DE KINO, LOTS 157 TO</p>	<p><u>DIR. OF DEV.</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION
206, BLOCK “A” AND COMMON AREAS “A” AND “B-1” THROUGH “B-3” AN RCP SUBDIVISION - AUG6-01-413	<u>SERVICES</u>
Q. ASSURANCE AGREEMENT: CASA DE KINO, LOTS 157 TO 206, BLOCK “A” AND COMMON AREAS “A” AND “B-1 THROUGH B-3” (S00-033) – AUG6-01-406 RESOLUTION NO. 18969	<u>DIR. OF TRANS</u>
R. FINAL PLAT: (S00-020) TREAT AVENUE TOWNHOMES, LOTS 1 – 15, AND COMMON AREAS A, B, & C – AUG6-01-394	<u>DIR. OF DEV. SERVICES</u>
S. FINAL PLAT: (S99-061) – WE-CHIJ ESTATES, LOTS 1 THROUGH 28 – AUG6-01-417	<u>DIR. OF DEV. SERVICES</u>
T. ASSURANCE AGREEMENT: WESTEN COURT, LOTS 1 TO 6, AND COMMON AREA “A” (S00-027) – AUG6-01-408 RESOLUTION NO. 18966	<u>DIR. OF TRANS</u>
U. FINAL PLAT: (S00-027) WESTEN COURT, LOTS 1 TO 6 AND COMMON AREA “A” – AUG6-01-419	<u>DIR. OF DEV. SERVICES</u>
V. FINAL PLAT: (S00-048) MIDVALE TERRACE II, LOTS 1 TO 74, BLOCK “1” AND COMMON AREA “A” – AUG6-01-420	<u>DIR. OF DEV. SERVICES</u>
W. ASSURANCE AGREEMENT: MIDVALE TERRACE II, LOTS 1 TO 74, BLOCK “1” AND COMMON AREA “A” (S00-	<u>DIR. OF TRANS</u>

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>048) – AUG6-01-421</p> <p>RESOLUTION NO. 18972</p>	
<p>Y. FINANCIAL PARTICIPATION AGREEMENT: WITH TUCSON PIMA ARTS COUNCIL FOR THE SUMMER GATEWAY FEATURE ART PROJECT – AUG6-01-428</p> <p>RESOLUTION NO. 18979</p>	<p><u>CITY MANAGER</u></p>
<p>Z. FINANCIAL PARTICIPATION AGREEMENT: WITH YOUTHWORKS FOR THE SUMMER JOB TRAINING PROGRAM – AUG6-01-427</p> <p>RESOLUTION NO. 18978</p>	<p><u>CITY MANAGER</u></p>
<p>AA. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE CENTRAL GEOGRAPHIC INFORMATION SYSTEM LIBRARY – AUG6-01-426</p> <p>RESOLUTION NO. 18976</p>	<p><u>DIR. OF TRANS</u></p>
<p>BB. INTERGOVERNMENTAL AGREEMENT: WITH THE UNIVERSITY OF ARIZONA FOR IMPROVEMENTS TO TYNDALL AVENUE BETWEEN UNIVERSITY BOULEVARD AND SIXTH STREET – AUG6-01-425</p> <p>RESOLUTION NO. 18975</p>	<p><u>DIR. OF TRANS</u></p>
<p>DD. ASSURANCE AGREEMENT: TREAT AVENUE TOWNHOMES, LOTS 1 TO 15, AND COMMON AREAS “A”, “B” AND “C” (S00-020) – AUG6-01-432</p> <p>RESOLUTION NO. 18981</p>	<p><u>DIR. OF TRANS</u></p>
<p>EE. ASSURANCE AGREEMENT: WE-CHIJ ESTATES, LOTS 1 TO 28 (S99-061) – AUG6-01-431</p>	<p><u>DIR. OF TRANS</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

RESOLUTION NO. 18980	
FF. FINAL PLAT: (S01-001) PIMA-WILMOT OFFICE PLAZA CONDOMINIUMS, BUILDINGS 1-5 AND COMMON AREA “A” – AUG6-01-433	<u>DIR. OF DEV. SERVICES</u>
GG. AGREEMENT: WITH PIMA ASSOCIATION OF GOVERNMENTS FOR THE PROVISION OF SERVICES BY THE TUCSON DEPARTMENT OF TRANSPORTATION – AUG6-01-434	<u>DIR. OF TRANS</u>
RESOLUTION NO. 18982	
HH. CORRECTION OF CLERICAL ERROR: REGARDING ORDINANCE NOS. 9560 AND 9570 – AUG6-01-435	<u>CITY CLERK</u>
ORDINANCE NO. 9590	
II. TELECOMMUNICATIONS: AUTHORIZING THE FORMATION OF A JOINT TELECOMMUNICATIONS WORKING GROUP AMONG NEIGHBORING JURISDICTIONS – AUG6-01-439	<u>DIR. OF INFO. TECHNOLOGY</u>
RESOLUTION NO. 18983	
JJ. TELECOMMUNICATIONS: AMENDMENT TO A NON- EXCLUSIVE RIGHT-OF-WAY LICENSE WITH EL PASO ENERGY COMMUNICATIONS COMPANY, A DELAWARE CORPORATION – AUG6-01-440	<u>DIR. OF INFO. TECHNOLOGY</u>
ORDINANCE NO. 9591	
KK. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE CONSOLIDATION OF ADMINISTRATION OF TRANSPORTATION SERVICES TO PIMA COUNTY RESIDENTS – AUG6-01-437	<u>DIR. OF TRANS</u>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

RESOLUTION NO. 18984	
LL. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR FIXED-ROUTE AND PARATRANSIT SERVICE TO PIMA COUNTY RESIDENTS – AUG6-01-438 RESOLUTION NO. 18985	<u>DIR. OF TRANS</u>
NN. INTERGOVERNMENTAL AGREEMENT: WITH THE CITY OF PHOENIX FOR THE MUNICIPAL TAX HEARING OFFICE – AUG6-01-448 RESOLUTION NO. 18988	<u>DIR. OF FINANCE</u>
OO. TUCSON CODE: AMENDING (CHAPTER 10) RELATING TO THE FY 2002 CITY EMPLOYEE POSITION COMPENSATION PLAN – AUG6-01-404 ORDINANCE NO. 9588	<u>DIR. OF HUMAN RESOURCES</u>
Council Member Scott MOVED, SECONDED by Council Member West that items on the Consent Agenda (Except “B”, “C”, “E”, “F”, “H”, “M”, “X”, “CC”, “MM”, “PP”, “QQ” and “RR”) be approved and/or adopted and proper action taken. Motion <u>PASSED</u> by a vote of 7 to 0.	<u>CITY CLERK</u>
B. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE HOME PROGRAM – AUG6-01-405 RESOLUTION NO. 18967 This item was continued to September 4, 2001 at the request of staff.	<u>DIR. OF COMM. SERVICES</u> <u>AGENDA COMMITTEE</u>
C. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE YOUTH OPPORTUNITY PROGRAM – AUG6-01-399 RESOLUTION NO. 18962	<u>DIR. OF COMM. SERVICES</u>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Council Member Scott MOVED, SECONDED by Council Member Anderson to pass and adopt Resolution No. 18962.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>E. PARKS AND RECREATION: ADOPTION OF THE 2001 MASTER PLAN/FACILITIES UPDATE FOR THE MORRIS K. UDALL REGIONAL PARK – AUG6-01-414</p> <p>RESOLUTION NO. 18968</p> <p>Council Member West MOVED, SECONDED by Council Member Anderson to continue this item and set for public hearing on September 24, 2001.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PARKS AND RECREATION AGENDA COMMITTEE</u></p>
<p>F. GRANT APPLICATION: FOR JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT FUNDS – AUG6-01-400</p> <p>RESOLUTION NO. 18964</p> <p>Council Member Scott MOVED, SECONDED by Council Member Anderson to pass and adopt Resolution No. 18964.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>POLICE CHIEF</u></p>
<p>H. TUCSON CODE: AMENDING (CHAPTER 28) RELATING TO AMENDING THE CITY OF TUCSON LIVING WAGE ORDINANCE --AUG6-01-398</p> <p>ORDINANCE NO. 9586</p>	<p><u>DIR. OF PROCUREMENT</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Council Member Scott MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 9586.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Anderson did not vote due to a potential conflict of interest).</p>	
<p>M. PUBLIC IMPROVEMENTS: WETMORE ROAD, FAIRVIEW AVENUE TO ORACLE ROAD DISTRICT PAVING IMPROVEMENT – AUG6-01-407</p> <p>RESOLUTION NO. 18961</p> <p>Council Member Anderson MOVED, SECONDED by Council Member West to pass and adopt Resolution No. 18961 and reconvene efforts in six months to try and establish the Improvement District.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF TRANS</u></p>
<p>X. ELECTIONS: DESIGNATING POLLING PLACES AND APPOINTING ELECTION BOARDS FOR THE SEPTEMBER 11, 2001 PRIMARY ELECTION – AUG6-01-423</p> <p>RESOLUTION NO. 18973 RESOLUTION NO. 18974</p> <p>Council Member West MOVED, SECONDED by Council Member Leal to pass and adopt this item.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>
<p>CC. AGREEMENT: AMENDED MASTER OPERATING AND FINANCIAL PARTICIPATION AGREEMENT WITH THE UNITED WAY FOR HUMAN SERVICES ACTIVITIES FOR FISCAL YEAR 2002 (CONTINUED FROM THE MEETING OF JULY 2, 2001) – AUG6-01-395</p>	<p><u>DIR. OF COMM. SERVICES</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>RESOLUTION NO. 18920</p> <p>Council Member Anderson MOVED, SECONDED by Council Member West to pass and adopt Resolution No. 18920.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 1 (Vice-Mayor Ronstadt dissenting).</p>	
<p>MM. WATER: AUTHORIZATION FOR THE CITY TO BECOME A SPONSOR OF THE TRES RIOS DEL NORTE STUDY OF THE SANTA CRUZ RIVER – AUG6-01-436</p> <p>RESOLUTION NO. 18986</p> <p>Council Member Scott MOVED, SECONDED by Council Member West to pass and adopt Resolution No. 18986.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF WATER</u></p>
<p>PP. AGREEMENT: WITH TUCSON ELECTRIC POWER TO STUDY THE USE OF RECLAIMED WATER AT THE IRVINGTON ROAD GENERATING STATION – AUG6-01-449</p> <p>RESOLUTION NO. 18989</p> <p>Council Member West MOVED, SECONDED by Council Member Anderson to pass and adopt Resolution No. 18989.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF WATER</u></p>
<p>QQ. TUCSON CODE: AMENDING (CHAPTER 10A) ESTABLISHING THE STORMWATER ADVISORY COMMITTEE AND ITS SUBCOMMITTEE, THE STORMWATER TECHNICAL ADVISORY COMMITTEE (CONTINUED FORM THE MEETING OF JULY 2, 2001) –</p>	<p><u>DIR. OF TRANS</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

AUG6-01-451

ORDINANCE NO. 9582

Council Member Scott MOVED, SECONDED by Council Member Anderson to pass and adopt Ordinance No. 9582 with a the following amendments to Ordinance No. 9582:

1. Section 1, regarding Section 10A-161, of the Tucson Code, subsection c-3 has been amended to remove “with or without cause”, and
2. Section 1, regarding Section 10A-163 of the Tucson Code, has been revised to read, “the DOT Director shall be responsible for maintaining a summary of the meetings for SAC and STAC. The SAC shall provide its comments and recommendations on matters it considers to the DOT Director to forward to the appropriate body. The STAC shall provide its comments and recommendations on variances and appeals pursuant to Sections 26-12, Subsection (d), 29-19, Subsection (d) and Land Use Code Chapter 23, Section 2.8.6.8(A) directly to the DOT Director for transmittal to the Mayor and Council without referring the matter to the SAC. On all other matters the STAC shall report to the SAC as a subcommittee of the SAC.”

Motion PASSED by a vote of 7 to 0.

RR. REAL PROPERTY: SALE OF LOTS 17 AND 18 IN THE DOWNTOWN COMMERCE PARK TO QUALITY LEASE AND DEVELOPMENT – AUG6-01-452

ORDINANCE NO. 9596

DIR. OF ECON.
DEVELOPMENT

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Council Member Scott MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 9596.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>6. LIQUOR LICENSE APPLICATIONS – AUG6-01-447</p> <p>PIZZA HUT, CITY # 068-01 RITA RANCH MARKET & PIZZERIA, CITY # 071-01 S.W. DESERT MARKET #86, CITY # 075-01 FRATERNAL ORDER OF EAGLES AERIE #180, CITY # T066-01 LOS DESCENDIENTES DEL PRESIDIO DE TUCSON, CITY # T067-01 ST. MICHAELS AND ALL ANGELS EPISCOPAL CHURCH, CITY # T069-01 ST. DEMETRIOUS GREEK ORTHODOX CHURCH, CITY #T070-01 SOUTH TUCSON LIONS CLUB, CITY # T073-01 TUCSON BREAKFAST LIONS CLUB, CITY # T074-01 WILDCAT HOUSE, CITY # EP37-01 DEB’S CONEY CAFÉ, CITY # EP38-01 DEB’S CONEY CAFÉ, CITY # EP39-01 CHUY’S, CITY # EP40-01 TAMALEZ AT LA PLACITA VILLAGE, CITY # EP41-01 TAMALEZ AT LA PLACITA VILLAGE, CITY # EP42-01</p> <p>Council Member Leal MOVED, SECONDED by Council Member Anderson 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>6. LIQUOR LICENSE APPLICATIONS – AUG6-01-447</p> <p>b)(1) THREE BROTHERS MARKET, CITY # 069-01</p> <p>Council Member Leal MOVED, SECONDED by Council Member</p>	<p><u>CITY CLERK</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

Anderson that staff be directed to forward this application to the State Liquor Board with a recommendation for denial.

Motion PASSED by a vote of 7 to 0.

(b)(2) CHARIOT PIZZA & PUB, CITY # 070-01

Council Member Leal MOVED, SECONDED by Council Member Ibarra that staff be directed to forward this application to the State Liquor Board with a recommendation for approval.

Motion PASSED by a vote of 7 to 0.

(b)(3) RISKY BUSINESS, CITY # 072-01

Council Member West MOVED, SECONDED by Council Member Ronstadt that staff be directed to forward this application to the State Liquor Board with no recommendation.

Motion PASSED by a vote of 6 to 0 (Council Member Anderson did not vote due to a potential conflict of interest).

(b)(4) MONA LISA BAKERY, CITY # 073-01

Council Member West MOVED, SECONDED by Council Member Leal that staff be directed to forward this application to the State Liquor Board with a recommendation for approval.

Motion PASSED by a vote of 7 to 0.

(b)(5) LONG WONGS, CITY # 074-01

Council Member Ibarra MOVED, SECONDED by Council Member West that staff be directed to forward this application to the State Liquor Board with a recommendation for approval and request that the owners work with the neighbors.

6. LIQUOR LICENSE APPLICATIONS – AUG6-01-447

Motion FAILED by a vote of 3 to 4 (Mayor Walkup, Vice-Mayor Ronstadt, Council Members Anderson and Leal dissenting).

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Leal that staff be directed to forward this application to the State Liquor Board with a recommendation for denial.

Motion PASSED by a vote of 5 to 2 (Council Members Ibarra and Scott dissenting).

Council Member Ibarra MOVED, SECONDED by Council Member Scott to substitute the motion to forward this application to the State Liquor Board with no recommendation.

Substitute motion FAILED by a vote of 3 to 4 (Mayor Walkup, Vice-Mayor Ronstadt, Council Members Anderson and Leal dissenting).

(C) (3) COMITE DE FESTIVIDADES MEXICANAS DE TUCSON, CITY # T068-01

Council Member Ibarra MOVED, SECONDED by Council Member Leal that this application be continued to September 4, 2001.

Motion PASSED by a vote of 7 to 0.

(Vice-Mayor Ronstadt departed at 4:31 p.m. and returned at 4:32 p.m.)
(Council Members Anderson and Leal departed at 4:33 p.m.)

7. APPEAL: (S-01-06) APPEAL OF SIGN CODE ADVISORY AND APPEALS BOARD DECISION – 2530 E. BROADWAY BOULEVARD, QUIK CASH (CITY APPEAL NO. S-01-001) – AUG6-01-391

DIR. OF DEV.
SERVICES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Ibarra to reverse the decision of the Sign Code Advisory and Appeals Board and hereby grant the applicant's request.

Motion PASSED by a vote of 4 to 1 (Council Member West dissenting, Council Members Anderson and Leal absent/excused).

(Mayor Walkup departed at 5:27 p.m. and returned at 5:30 p.m.)

8. APPEAL: (S-01-11) APPEAL OF SIGN CODE ADVISORY AND APPEALS BOARD DECISION – 1165 WEST IRVINGTON ROAD, WESTPOINT CROSSING SHOPPING CENTER (CITY APPEAL NO. S-01-003) – AUG6-01-444

Council Member Ibarra MOVED, SECONDED by Council Member Scott to reverse the building officials' decision and:

1. The sign (only) needs to be within 250 feet of the freeway;
2. The businesses are all on the same premise, and
3. This action should be applied prospectively.

Motion PASSED by a vote 4 to 1 (Council Member West dissenting, Council Members Anderson and Leal absent/excused).

Council Member Ibarra MOVED, SECONDED by Council Member West to direct the Sign Code Advisory and Appeals Board to review this particular aspect of the sign code.

Motion PASSED by a vote of 5 to 0 (Council Members Anderson and Leal absent/excused).

Vice-Mayor Ronstadt requested a future agenda item be scheduled to review and possibly update the Sign Code in general.

DIR. OF DEV.
SERVICES

AGENDA COMMITTEE

RECESS: 6:03 P.M.

RECONVENE: 7:39 P.M.

MAYOR & COUNCIL: ALL PRESENT (VICE-MAYOR RONSTADT
ARRIVED AT 7:40 P.M.)

STAFF: ALL PRESENT

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

9. WATER: NOTICE OF INTENTION TO INCREASE CERTAIN WATER RATE COMPONENTS AND FEES AND SCHEDULING A PUBLIC HEARING – AUG6-01-443

RESOLUTION NO. 18987

Council Member West MOVED, SECONDED by Council Member Scott to pass and adopt Resolution No. 18987 and (1) file the Citizens' Water Advisory Committee Report "*Recommendation on Distribution of FY 2002 Water Sales Revenues Among Customer Classes/Related Rate Schedule*" in the City Clerk's Office as the report supporting the proposed rate schedule, and (2) set September 10, 2001 as the date for a public hearing on the proposed rate schedule.

Motion PASSED by a vote of 6 to 1 (Council Member Ibarra dissenting).

DIR. OF WATER
AGENDA COMMITTEE

10. ZONING; (C9-00-17) ROBERTS – WRIGHTSTOWN ROAD, SR TO RX-2, ZONING EXAMINER'S REPORT (CONT'D FROM THE MEETING OF JUNE 25, 2001) – AUG6-01-393

Council Member West MOVED, SECONDED by Council Member Scott to continue this item to September 4, 2001.

Motion PASSED by a vote of 7 to 0.

DIR. OF PLANNING
AGENDA COMMITTEE

11. ZONING: (C9-00-22) SMALLEY – FORT LOWELL ROAD, MH-1 TO C-1, ORDINANCE ADOPTION – AUG6-01-422

ORDINANCE NO. 9589

DIR. OF PLANNING

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Council Member Anderson MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 9589.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>12. ZONING: (C9-00-27) HOUGHTON HOLDING PARTNERSHIP – HOUGHTON ROAD, I-2 TO C-2, ZONING EXAMINER’S REPORT AUG6-01-418</p> <p>Council Member Leal MOVED, SECONDED by Council Member Scott to approve the request for rezoning subject to conditions as listed in the City Manager’s recommendation.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>13. ZONING: (C9-00-35) MILLSTONE II – INTERSTATE 10, R-2 TO C-2, ZONING EXAMINER’S REPORT – AUG6-01-401</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Leal to approve the request for rezoning subject to conditions as listed in the City Manager’s recommendation.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>14. ZONING: (C9-00-12) KEA – GRANT ROAD, C-1 TO C-2, ORDINANCE ADOPTION AND TIME EXTENSION – AUG6-01-445</p> <p>ORDINANCE NO. 9592</p>	<p><u>DIR. OF PLANNING</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Council Member Anderson MOVED, SECONDED by Council Member Ibarra to deny the request for a fee waiver .</p> <p>Council Member Scott MOVED to substitute the motion to waive the fee.</p> <p>The City Attorney advised the fee waiver is not legal.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member Anderson MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 9592.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>City Manager, James Keene, announced the court proceeding relating to this case will be dropped.</p>	
<p>15. ZONING: (C9-01-07 BOURN PROPERTIES – CRAYCROFT ROAD, PAD-1 ZONING, CHANGES OF CONDITION AND ORDINANCE ADOPTION – AUG6-01-446</p> <p>ORDINANCE NO. 9594</p> <p>Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Leal to pass and adopt Ordinance No. 9594 with a modification to condition #22, that states there will be no more than two access driveways and the developer shall provide a deceleration lane on Craycroft.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>16. ZONING: (C9-01-08) BARONE FOODS – KINO PARKWAY, I-1 TO I-2, ZONING EXAMINER’S REPORT AND ORDINANCE ADOPTION – AUG6-01-442</p> <p>ORDINANCE NO. 9593</p>	<p><u>DIR. OF PLANNING</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Council Member Anderson MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 9593.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 1 (Council Member Leal dissenting).</p>	
<p>17. SPECIAL EXCEPTION LAND USE: BARONE FOODS – 345 SOUTH KINO PARKWAY, I-2 ZONE, ZONING EXAMINER’S REPORT (SE-01-14) – AUG6-01-441</p> <p>Council Member Scott MOVED, SECONDED by Council Member Anderson to approve the Special Exception Land Use.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 1 (Council Member Leal dissenting).</p>	<p><u>DIR. OF PLANNING</u></p>
<p>18. ZONING; (C9-00-18) WILMOT OFFICE VENTURE LLC – WILMOT ROAD, R-2, R-3, AND C-2 TO O-2, ORDINANCE ADOPTION – AUG6-01-450</p> <p>ORDINANCE NO. 9595</p> <p>Council Member West MOVED, SECONDED by Council Member Leal to pass and adopt Ordinance No. 9595.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>(Vice-Mayor Ronstadt departed at 9:50 p.m. and returned at 9:53 p.m.)</p>	<p><u>DIR. OF PLANNING</u></p>
<p>19. PUBLIC HEARING: ZONING (C9-01-02) TUCSON ELECTRIC POWER COMPANY – RITA ROAD, RH TO I-2, ZONING EXAMINER’S REPORT (CONT’D FROM THE MEETING OF JUNE 25, 2001) – AUG6-01-403</p>	<p><u>DIR. OF PLANNING</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

Council Member West MOVED, SECONDED by Council Member Scott to close the public hearing.

Motion PASSED by a vote of 7 to 0.

Council Member Anderson MOVED, SECONDED by Council Member West to approve the request for rezoning with modifications to Condition #8, limiting height to 60 feet and to limit the operation to two (2) simple cycle 75-megawatt generators.

Vice-Mayor Ronstadt amended Condition #19 to accelerate solar use if possible.

Amendment acceptable to the maker.

Council Member Leal amended the motion to direct staff to figure out how to measure the air quality and monitor it in this area.

Amendment not acceptable to the maker.

Motion PASSED by a vote of 4 to 3 (Council Members Scott, Ibarra and Leal dissenting).

RECESS: 10:44 P.M.
RECONVENE: 10:51 P.M.
MAYOR & COUNCIL: ALL PRESENT
STAFF: ALL PRESENT

20. PUBLIC HEARING: TUCSON CODE – AMENDING (CHAPTER 7) RELATING TO THE REGULATION AND ENFORCEMENT OF PAWN SHOPS AND SECONDHAND STORES – AUG6-01-402

ORDINANCE NO. 9587

POLICE CHIEF

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Council Member Scott MOVED, SECONDED by Council Member West to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member Leal MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 9587.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>21. PUBLIC HEARING: TUCSON CODE – AMENDING (CHAPTER 15) BY REMOVING THE LISTING OF SOLID WASTE RATES FROM THE CODE AND APPROVING THE PROPOSED SOLID WASTE RATES FOR FISCAL YEAR 2002 – AUG6-01-392</p> <p>ORDINANCE NO. 9577</p> <p>RESOLUTION NO. 18950</p> <p>Council Member Scott MOVED, SECONDED by Council Member West to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member West MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 9577.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member West MOVED, SECONDED by Council Member Scott to pass and adopt Resolution No. 18950.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF SOLID WASTE</u></p>
<p>22. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – AUG6-01-429</p> <p>Council Member Anderson MOVED, SECONDED by Council Member West that Mayor and Council:</p>	<p><u>CITY CLERK</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

appoint Bill Chambers (Homeowner), Jefferson Bailey (Homeowner), and Danielle Davison (Resident) to the Historic Zone Advisory Boards Armory Park Historic Zone Advisory Board;

appoint Robie Pardee (Special Qualifications) to the Barrio Historico Historic Zone Advisory Board;

reappoint Margaret P. "Penny" Spicer (Special Qualifications) to the Fort Lowell Historic Zone Advisory Board;

appoint Theodore (Ted) Laetsch to the Citizens' Transportation Advisory Committee; and

appoint Lyle "Scott" Wood to the Small Business Commission.

Motion PASSED by a vote of 7 to 0.

Council Member West announced her personal appointments of Robert Remington to the Small Business Commission, Ward W. Wallingford to the Solid Waste Advisory Committee and Betty Trimm to the Stormwater Advisory Committee.

23. GENERAL PLAN: RECONSIDERATION OF MAYOR AND COUNCIL ACTION OF JULY 2, 2001; ADDITION OF THE GENERAL PLAN IMPLEMENTATION COMPONENT TO THE GENERAL PLAN; ADOPTION OF CITY OF TUCSON GENERAL PLAN; AND CALLING A SPECIAL ELECTION ON NOVEMBER 6, 2001 REGARDING THE RATIFICATION OF THE GENERAL PLAN – AUG6-01-453

RESOLUTION NO. 18946

ORDINANCE NO. 9584

DIR. OF PLANNING
CITY CLERK

23. GENERAL PLAN: RECONSIDERATION OF MAYOR AND COUNCIL ACTION OF JULY 2, 2001; ADDITION OF THE GENERAL PLAN IMPLEMENTATION COMPONENT TO THE GENERAL PLAN; ADOPTION OF CITY OF TUCSON GENERAL PLAN; AND CALLING A SPECIAL ELECTION ON NOVEMBER 6,

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

2001 REGARDING THE RATIFICATION OF THE GENERAL PLAN
AUG6-01-453

Council Member Anderson MOVED, SECONDED by Council Member West to reconsider Mayor and Council action taken on July 2, 2001.

Motion PASSED by a vote of 6 to 1 (Council Member Ibarra dissenting).

Council Member Anderson MOVED, SECONDED by Council Member West to approve the addition of the General Plan Implementation Component to the General Plan.

Motion PASSED by a vote of 5 to 2 (Council Members Leal and Ibarra dissenting).

Council Member Anderson MOVED, SECONDED by Council Member West to pass and adopt Resolution No. 18946.

Motion PASSED by a vote of 5 to 2 (Council Members Leal and Ibarra dissenting).

Council Member Anderson MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 9584.

Motion PASSED by a vote of 5 to 2 (Council Members Leal and Ibarra dissenting).

24. CALL TO THE AUDIENCE, FOR PERSONS DESIRING TO SPEAK

1. Pedro Gonzales addressed the Mayor and Council on behalf of his daughter regarding drainage problems at her home, which she purchased from the City.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

2. Joseph Corbett addressed the Mayor and Council and noted a concern with smoking at transit centers.	
25. ADJOURNMENT: 11:45 P.M. The next scheduled meeting of the Mayor and Council will be held on Tuesday, September 4, 2001, at 2:00 p.m. in the Mayor and Council Chambers, 255 West Alameda, Tucson, Arizona.	