


MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

DECEMBER 20, 2005

FROM: CITY MANAGER



1. ROLL CALL: 5:45 p.m.

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

STAFF MEMBERS: Mike Hein, City Manager
Mike Letcher, Deputy City Manager
Mike Rankin, City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Reverend Melinda Nay, Center for Joyful Living, after which the Pledge of Allegiance was presented by the entire assembly.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – DEC20-05-682</p> <p>Council Member Uhlich invited everyone to attend the Ward 3 Open House at 1510 E. Grant; January 29th 2 – 5 p.m.</p> <p>Council Member Uhlich also invited everyone to attend the Old Pascua / Adelanto Community celebration of the Posada which takes place on Friday, December 23rd at 7:00 p.m. at Santa Rosa Church.</p> <p>Council Member Trasoff announced the Tucson Lego Club, which helps children embrace science and technology as being accessible and fun, recently attended the 2005 Arizona Lego League State Tournament where the Team Aqua Titans won the Research Quality Award. Tucson teams won 11 out of 17 awards given statewide. They are meeting every Sunday from 2-4 p.m. at the Ward 6 Council Office.</p>	

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<p>3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – DEC20-05-682 (Continued from previous page)</p> <p>Mayor Walkup announced that Council Member Scott was celebrating her birthday.</p>	
<p>City Clerk Kathleen Detrick announced Susie Rogers is available to provide assistance in the Spanish language.</p>	
<p>4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS DEC20-05-683</p> <p>City Manager Mike Hein announced:</p> <p>a. Two City of Tucson entities are scheduled to receive the Schorr Family Award – Tucson Police Department and the Mental Health Division of Tucson City Court. They are receiving awards for promoting public understanding of mental illness. This takes place Tuesday, January 24th at 4:00 p.m. in the Copper Room at Randolph Club House; the Governor will be in attendance.</p> <p>b. Silverbell Golf Course re-opened following renovations and improvements. The first hole-in-one was registered by Carlos Guzman, City Parks Superintendent.</p>	
<p>5. LIQUOR LICENSE APPLICATIONS – DEC20-05-688</p> <p>NEW DRAGON’S VIEW RESTAURANT, CITY # 100-05 NEW DRAGON’S VIEW RESTAURANT, CITY # 102-05 FRATERNAL ORDER OF EAGLES #180, CITY # AC12-05</p> <p>Council Member West MOVED, SECONDED by Council Member Scott to direct staff to forward these applications to the State Liquor Board with recommendations for approval.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>

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<p>6. <u>C O N S E N T A G E N D A</u></p> <p>**** ITEMS “A”, “B”, “H”, “I”, “N” AND “R” WERE DELETED FROM THE CONSENT AGENDA ****</p>	
<p>C. REAL PROPERTY: TERMINATION OF LEASE FOR PROPERTY LOCATED AT 10 EAST BROADWAY – DEC20-05-690</p> <p>RESOLUTION NO. 20251</p>	<p><u>DIR. OF FINANCE</u></p>
<p>D. TUCSON CODE: AMENDING (CHAPTER 20) ESTABLISHING SPEED LIMIT ON MARY ANN CLEVELAND WAY - UPDATING CITY TRAFFIC ORDINANCE – DEC20-05-687</p> <p>ORDINANCE NO. 10229 ORDINANCE NO. 10230</p>	<p><u>DIR. OF TRANSPORTATION</u></p>
<p>E. FINAL PLAT AMENDMENT: (S05-096) SONTERRA AT WILLIAMS CENTRE, A CONDOMINIUM UNITS 2101 TO P50 AND COMMON ELEMENTS C1 TO C248, AND COMMON ELEMENTS “A”, “B”, AND “C” – DEC20-05-681</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>F. ASSURANCE AGREEMENT: (S04-119) SAVAGE ADDITION AMENDED, LOTS 1 TO 13 AND COMMON AREAS “A”, “B”, AND “C” – DEC20-05-691</p> <p>RESOLUTION NO. 20252</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>G. FINAL PLAT: (S04-119) SAVAGE ADDITION AMENDED, LOTS 1 TO 13 AND COMMON AREAS “A”, “B” AND “C” – DEC20-05-680</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>

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<p>J. MAYOR AND COUNCIL: AMENDING (CHAPTER 2) OF THE TUCSON CODE RELATING TO MEETING DATES FOR THE MAYOR AND COUNCIL; AND APPROVING THE MEETING SCHEDULE FOR 2006 – DEC20-05-695</p> <p>ORDINANCE NO. 10232</p>	<p><u>ALL DEPTS AND OFFICES</u></p>
<p>K. REAL PROPERTY: AMENDMENT TO LEASE WITH CAFE POCA COSA FOR PROPERTY LOCATED AT 120 EAST PENNINGTON STREET – DEC20-05-693</p> <p>ORDINANCE NO. 10233</p>	<p><u>DIR. OF FINANCE</u></p>
<p>L. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR DESIGN FUNDING OF THE PIMA COUNTY WIRELESS INTEGRATED NETWORK – DEC20-05-699</p> <p>RESOLUTION NO. 20254</p>	<p><u>POLICE CHIEF</u></p>
<p>M. REAL PROPERTY: VACATION OF SAVAGE PLACE RIGHTS-OF-WAY, DRAINAGE WAY AND SALE OF WELL SITE – DEC20-05-692</p> <p>ORDINANCE NO. 10235</p>	<p><u>DIR. OF FINANCE</u></p>
<p>O. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR NEIGHBORHOOD REINVESTMENT GRANT FUNDS FOR IMPROVEMENTS IN THE FELDMAN NEIGHBORHOOD – DEC20-05-697</p> <p>RESOLUTION NO. 20255</p>	<p><u>DIR. OF COMMUNITY SERVICES</u></p>

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<p>P. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR NEIGHBORHOOD REINVESTMENT GRANT FUNDS FOR IMPROVEMENTS IN THE 'A' MOUNTAIN NEIGHBORHOOD – DEC20-05-703</p> <p>RESOLUTION NO. 20256</p>	<p><u>DIR. OF COMMUNITY SERVICES</u></p>
<p>Q. RESOLUTION OF SUPPORT: APPROVING THE CITY MANAGER’S ADMINISTRATIVE DIRECTIVE REGARDING BREASTFEEDING – DEC20-05-704</p> <p>RESOLUTION NO. 20257</p>	<p><u>CITY MANAGER</u></p>
<p>S. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR MIRACLE MANOR NEIGHBORHOOD ASSOCIATION DEC20-05-705</p> <p>RESOLUTION NO. 20259</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>Council Member Uhlich MOVED, SECONDED by Vice-Mayor Leal that items on the Consent Agenda (Except “A”, “B”, “H”, “T”, “N” and “R”) be approved and/or adopted and proper action taken.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	
<p>A. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR THE CULTURAL EXCHANGE COUNCIL OF TUCSON DEC20-05-685</p> <p>RESOLUTION NO. 20249</p> <p>Council Member West MOVED, SECONDED by Council Member Trasoff to pass and adopt Resolution No. 20249.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>

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<p>B. FINANCE: WRITE-OFF OF UNCOLLECTED ACCOUNTS RECEIVABLE – DEC20-05-686</p> <p>RESOLUTION NO. 20250</p> <p>Vice-Mayor Leal MOVED, SECONDED by Council Member Scott to pass and adopt Resolution No. 20250.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF FINANCE</u></p>
<p>H. GRANT AGREEMENT: WITH THE ARIZONA CRIMINAL JUSTICE COMMISSION FOR A DNA ANALYSIS GRANT – DEC20-05-689</p> <p>RESOLUTION NO. 20253</p> <p>Council Member West MOVED, SECONDED by Council Member Uhlich to pass and adopt Resolution No. 20253.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>POLICE CHIEF</u></p>
<p>I. FINAL PLAT: (S04-141) RIVER WALK, LOTS 1 TO 140, BLOCKS A AND B AND COMMON AREAS “A”, “B”, “C”, “D”, “E”, AND “F” – DEC20-05-700</p> <p>This item was continued to the Meeting of January 4, 2006.</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u> <u>AGENDA COMMITTEE</u></p>
<p>N. REAL PROPERTY: ACQUISITION OF REAL PROPERTY LOCATED AT 945 EAST OHIO STREET (CONTINUED FROM THE MEETING OF DECEMBER 13, 2005) – DEC20-05-698</p> <p>RESOLUTION NO. 20247</p> <p>Council Member Trasoff MOVED, SECONDED by Council Member Scott to pass and adopt Resolution No. 20247.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF FINANCE</u></p>

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- R. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR FRIENDS OF MARTY BIRDMAN, MARTY BIRDMAN CENTER – DEC20-05-706

RESOLUTION NO. 20258

Council Member Uhlich MOVED, SECONDED by Council Member Scott to pass and adopt Resolution No. 20258 with the allocation of funds as follows for a total of \$700:

Mayor	\$100
Ward 1	\$100
Ward 2	\$100
Ward 3	\$100
Ward 4	\$100
Ward 5	\$200 (includes \$100 on behalf of Ward 6)

Motion PASSED by a vote of 7 to 0.

DIR. OF BUDGET
AND RESEARCH

7. CALL TO THE AUDIENCE

- a. Michael Toney addressed the Mayor and Council regarding the UA underground freeway, the UA IGA and MOU.
- b. Robert Shatz of the Cultural Exchange Council thanked the Mayor and Council for (1) funding the National Danish Performance Team and (2) funding Tucson Meet Yourself. He also introduced the officers of the Cultural Exchange.

8. PUBLIC HEARING: TUCSON CODE, AMENDING (CHAPTER 7), RELATING TO CRIMINAL HISTORY BACKGROUND CHECKS FOR MOBILE ICE CREAM VENDORS – DEC20-05-701

ORDINANCE NO. 10236

Vice-Mayor Leal MOVED, SECONDED by Council Member Scott to close the public hearing.

Motion PASSED by a vote of 7 to 0.

CITY ATTORNEY

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<p>8. PUBLIC HEARING: TUCSON CODE, AMENDING (CHAPTER 7), RELATING TO CRIMINAL HISTORY BACKGROUND CHECKS FOR MOBILE ICE CREAM VENDORS – DEC20-05-701 (Cont'd from previous page)</p> <p>Vice-Mayor Leal MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 10236 and directed staff to come back to Mayor and Council in one year to see how the ordinance is working.</p> <p>Motion PASSED by a vote of 7 to 0.</p> <p>City Attorney Mike Rankin noted one additional change from the draft ordinance: narrowing the scope of convictions which trigger disqualification in getting a license to sexual offenses.</p>	
<p>9. ZONING: (C9-96-10) SCHOMAC – 22ND STREET, C-2 ZONING, ORDINANCE ADOPTION, CHANGE OF CONDITIONS AND PRELIMINARY DEVELOPMENT PLAN – DEC20-05-707</p> <p>ORDINANCE NO. 10237</p> <p>Vice-Mayor Leal MOVED, SECONDED by Council Member Scott to continue this item to January 4, 2006.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u> <u>AGENDA COMMITTEE</u></p>
<p>10. PUBLIC HEARING: ZONING (C9-02-32) A-C INVESTMENT – AJO WAY, R-1/R-2/I-1 TO I-1, CHANGE OF PRELIMINARY DEVELOPMENT PLAN (CONTINUED FROM THE MEETING OF DECEMBER 13, 2005) – DEC20-05-702</p> <p>Vice-Mayor Leal MOVED, SECONDED by Council Member Trasoff to close the public hearing.</p> <p>Motion PASSED by a vote of 7 to 0.</p> <p>Vice-Mayor Leal MOVED, SECONDED by Council Member Scott to approve the change of the preliminary development plan subject to the conditions.</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>

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<p>10. PUBLIC HEARING: ZONING (C9-02-32) A-C INVESTMENT – AJO WAY, R-1/R-2/I-1 TO I-1, CHANGE OF PRELIMINARY DEVELOPMENT PLAN (CONTINUED FROM THE MEETING OF DECEMBER 13, 2005) – DEC20-05-702 (Continued from previous page)</p> <p>Motion PASSED by a vote of 7 to 0.</p> <p>City Clerk Kathleen Detrick noted that Condition # 24 of the recommended conditions was deleted.</p>	
<p>11. PUBLIC HEARING: <i>VALENCIA RESERVE ANNEXATION DISTRICT</i> DEC20-05-694</p> <p>Council Member West MOVED, SECONDED by Vice-Mayor Leal to close the public hearing.</p> <p>Motion PASSED by a vote of 7 to 0.</p> <p>Vice-Mayor Leal MOVED, SECONDED by Council Member West to approve the proposed Valencia Reserve Annexation District.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF URBAN PLANNING</u></p>
<p>12. CITY MAGISTRATES: APPOINTING TWO CITY MAGISTRATES; ESTABLISHING COMPENSATION FOR MAGISTRATES; AND APPROVING A STANDARDIZED PROCESS FOR FUTURE SALARY ADJUSTMENTS AND AFFIRMING THE REPORTING REQUIREMENTS FOR CITY COURT – DEC20-05-696</p> <p>ORDINANCE NO. 10231 ORDINANCE NO. 10234</p> <p>Vice-Mayor Leal MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 10231.</p> <p>Motion PASSED by a vote of 7 to 0.</p> <p>Vice-Mayor Leal MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 10234.</p>	<p><u>CITY COURT</u></p>

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<p>12. CITY MAGISTRATES: APPOINTING TWO CITY MAGISTRATES; ESTABLISHING COMPENSATION FOR MAGISTRATES; AND APPROVING A STANDARDIZED PROCESS FOR FUTURE SALARY ADJUSTMENTS AND AFFIRMING THE REPORTING REQUIREMENTS FOR CITY COURT – DEC20-05-696 (Continued from previous page)</p> <p>Motion PASSED by a vote of 7 to 0.</p> <p>Vice-Mayor Leal MOVED, SECONDED by Council Member Scott to approve a standardized process for future salary adjustments and affirm the reporting requirements for City Court.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	
<p>13. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – DEC20-05-684</p> <p>No appointments at this time.</p>	<p><u>CITY CLERK</u></p>
<p>14. ADJOURNMENT: 6:55 p.m.</p> <p>The next regularly scheduled meeting of the Mayor and Council will be held on Wednesday, January 4, 2006, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.</p>	