

CITY OF TUCSON MAYOR AND COUNCIL AND PIMA COUNTY BOARD OF SUPERVISORS

JANUARY 12, 2010 – 9:00 A.M.

PIMA COUNTY BOARD OF SUPERVISORS' HEARING ROOM
130 WEST CONGRESS, 1ST FLOOR, TUCSON, ARIZONA

1. ROLL CALL: 9:08 a.m.

OFFICIAL CITY OF TUCSON MAYOR AND COUNCIL MEMBERS PRESENT:
Mayor Robert E. Walkup, Vice Mayor Rodney Glassman, Council Members Karin Uhlich,
Shirley C. Scott, Richard G. Fimbres and Steve Kozachik, and Roger Randolph, City Clerk

OFFICIAL CITY OF TUCSON MAYOR AND COUNCIL MEMBERS
ABSENT/EXCUSED: Council Member Regina Romero

STAFF MEMBERS: Mike Letcher, City Manager and Mike Rankin, City Attorney

PIMA COUNTY BOARD OF SUPERVISORS PRESENT: Chairman Ramon Valdez, Vice
Chair Sharon Bronson, Supervisors Ann Day, Raymond Carroll and Richard Elias

2. INVOCATION was given by Pastor Phil Kruis, Rincon Mountain Presbyterian Church
3. PLEDGE OF ALLEGIANCE
4. PAUSE 4 PAWS

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
5. CITY/COUNTY WATER AND WASTEWATER STUDY FINAL REPORT – JAN12-10-22 a. Comments from Oversight Committee b. Staff Presentation of Phase II Report (Vice Mayor Glassman departed at 10:09 a.m. and returned at 10:17 a.m.) c. Call to the Public (For this item only)	<u>CITY MANAGER</u> <u>AND WATER</u>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
5. CITY/COUNTY WATER AND WASTEWATER STUDY FINAL REPORT – JAN12-10-22 (continued from previous page) d. Resolution No. <u>21468</u> Council Member Uhlich MOVED and it was duly seconded to PASS and ADOPT Resolution No. <u>21468</u>. Vice Mayor Glassman requested a friendly amendment to add language to clarify that the City of Tucson would not consider relinquishing the rights to Tucson Water. Amendment accepted by the maker. Council Member Scott made a SUBSTITUTE motion and it was duly seconded to continue the item for thirty to sixty days to allow time for additional comments. Mayor Walkup suggested that the timeframe be thirty days. Council Member Scott amended her motion to continue the item for thirty days. Motion as amended PASSED by a vote of 6 to 0 (Council Member Romero absent/excused).	
RECESS: 10:45 a.m. RECONVENE: 10:56 a.m. MAYOR & COUNCIL: All present (Council Member Romero absent/excused) STAFF: All present	
6. RECESS: 11:33 a.m. The regularly scheduled meeting of the City of Tucson Mayor and Council will reconvene today, at 5:30 p.m. in the Leo Rich Theatre, 260 S. Church Avenue, Tucson Arizona.	

MAYOR AND COUNCIL - REGULAR MEETING

TUESDAY, JANUARY 12, 2010 – 5:30 P.M.

LEO RICH THEATER, TUCSON CONVENTION CENTER
260 S. CHURCH AVENUE, TUCSON, AZ

ADMINISTRATIVE ACTION REPORT AND SUMMARY

7. ROLL CALL: 5:51 p.m.

OFFICIAL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice Mayor Rodney Glassman, Council Members Karin Uhlich, Shirley C. Scott, Richard G. Fimbres and Steve Kozachik, and Roger Randolph, City Clerk

OFFICIAL MEMBERS ABSENT/EXCUSED: Council Member Regina Romero

STAFF MEMBERS: Mike Letcher, City Manager and Mike Rankin, City Attorney

8. PRESENTATION

a. Proclaiming January 18, 2010 to be “Martin Luther King, Jr. Day”

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
9. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – JAN12-10-18 Vice Mayor Glassman announced a reception to honor Kathy Dixon who was retiring after serving the City for twenty-four years. The reception would be hosted by Zona 78 and held at the Ward 2 Office on January 19. He also announced a Tucson Solar City meeting on January 22 at the Ward 2 office. Council Member Fimbres invited citizens to participate in a Community Dialogue on January 14 at the Ward 5 Office. He also announced the following Martin Luther King Jr. Celebrations: the Boys and Girls Club Breakfast on January 16 and the Annual March on January 18 beginning at the University of Arizona. On February 10 a celebration of Rosa Park’s life and those who follow in her footsteps would be held at Rigo’s Restaurant.	

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
9. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – JAN12-10-18 Council Member Kozachik announced that he was working with the private sector to assist mitigate some of the impact of the budget crisis. He extended his appreciation to Lloyd Construction would be donating up to twelve thousand dollars in labor to help the Friends of Tucson’s Birthplace construct and install security gates around the Mission Gardens and to the Walmart at Grant and Alvernon which has donated and signed a contract to pay for street lighting for the Walnut Neighborhood Watch Group. He also congratulated Parks and Recreation on the Jim Reffkin Tennis Center at Reid Park which had been named the number one Municipal Tennis Complex in the Nation by the Racquet Sports Industry Magazine.	
10. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS – JAN12-10-19 No report was given.	
11. LIQUOR LICENSE APPLICATIONS – JAN12-10-20 b. Liquor License Application(s) New License(s) 1. Grant Rd. Shell #329, City 89-09 c. Special Event(s) 1. Our Lady of Lavang Parish, City T95-09 2. Salpointe Catholic High School, City T104-09 3. Saving Animals from Euthanasia (SAFE), City T105-09 d. Agent Change/Acquisition of Control/Restructure 1. Magpies Gourmet Pizza, City AC10-09 Council Member Uhlich MOVED and it was duly seconded to forward Items 5b1, 5c1-3 and 5d1 to the State Liquor Board with a recommendation for APPROVAL. Motion PASSED by a vote of 6 to 0 (Council Member Romero absent/excused).	<u>CITY CLERK</u>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
12. CALL TO THE AUDIENCE The following people spoke at the Call to the Audience: Dan Garcia, Miriam Weber, Matthew James, Eric Schlapack, M.J. Raciti, Mauricion Brown, Paul Parisi, Sarah Jones, Joe Sweeney, West Ruck, Sam Behrend, Wendy Dewey, Flora Edwards, David Godlewski and Ed Castelhana.	
13. CONSENT AGENDA ITEMS A AND B A. BOARDS, COMMITTEES, AND COMMISSIONS: EXTENDING THE SUNSET DATE FOR THE OUT OF SCHOOL PROGRAM TASK FORCE - JAN12-10-23 Resolution No. <u>21467</u>	<u>PARKS & REC.</u>
B. APPROVAL OF MINUTES - JAN12-10-24	<u>CITY CLERK</u>
Council Member Scott MOVED and it was duly seconded that Consent Agenda Items A – B be approved and/or adopted and proper action taken. Motion PASSED by a vote of 6 to 0 (Council Member Romero absent/excused).	
14. PUBLIC HEARING: BINGO LICENSE – FRIENDLY VILLAGE ESTATES, 1202 W. MIRACLE MILE, CITY NUMBER 197 - JAN12-10-25 Council Member Scott MOVED and it was duly seconded to CLOSE the public hearing. Motion PASSED by a vote of 6 to 0 (Council Member Romero absent/excused).	<u>CITY CLERK</u>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
14. PUBLIC HEARING: BINGO LICENSE – FRIENDLY VILLAGE ESTATES, 1202 W. MIRACLE MILE, CITY NUMBER 197 - JAN12-10-25 (continued from the previous page) Council Member Uhlich MOVED and it was duly seconded to direct staff to forward this application to the State Tax Commission for approval. Motion PASSED by a vote of 6 to 0 (Council Member Romero absent/excused).	
15. ZONING: (C9-09-08) FREITAG – MAGDALENA ROAD, SR TO RX-1, CITY MANAGER’S REPORT, DIRECT ORDINANCE ADOPTION - JAN12-10-26 Ordinance No. <u>10752</u> Vice Mayor Glassman MOVED and it was duly seconded to APPROVE the request as recommended by the Zoning Examiner and PASS and ADOPT Ordinance No. <u>10752</u>. Motion PASSED by a vote of 6 to 0 (Council Member Romero absent/excused).	<u>PLANNING & DEV. SERVICES</u>
16. FINANCE: AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENTS TO AGREEMENTS WITH VARIOUS OUTSIDE AGENCIES – JAN12-10-28 Resolution No. <u>21469</u> City Attorney Mike Rankin announced that due to action taken at the Study Session, Exhibit A of the Resolution would be amended to reflect a 20% cut to the Downtown Tucson Partnership Business Improvement District which would be a reduction of \$56,004. Additionally, Exhibit A would be amended to reflect that all unexpended funding for the following agencies would be reallocated to TPAC so that TPAC’s new allocation would be \$442,331. The agencies involved are El Centro Cultural de las Americas, Tucson Botanical Gardens, Tucson Children’s Museum, Tucson Museum of Art, Tucson Sister Cities Association and Tucson Pops Orchestra.	<u>BUDGET & INTERNAL AUDIT</u>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
16. FINANCE: AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENTS TO AGREEMENTS WITH VARIOUS OUTSIDE AGENCIES – JAN12-10-28 (continued from the previous page) Council Member Kozachik MOVED and it was duly seconded to PASS and ADOPT Resolution No. <u>21469</u> as amended. Motion PASSED by a vote of 6 to 0 (Council Member Romero absent/excused).	
17. TUCSON CODE: AMENDING (CHAPTER 10) RELATING TO FISCAL YEAR 2010 COMPENSATION– JAN12-10-27 City Attorney Mike Rankin announced that at Study Session the Council continued the specific motion made by Council Member Scott. The Council could provide further direction if desired. Council Member Kozachik MOVED and it was duly seconded that there be 3.5% cuts in salary in the form of furlough days for all City employees, that the furlough process be determined by the department head in concurrence with labor representatives and that the outcome of the process be documented and provided to the City Manager. It was FURTHER moved that there be no further cuts to City employee salaries, benefits or premium pay for the remainder of FY10 and that in the event of additional savings or revenues in the FY10 budget the Mayor and Council will discuss and place a priority on bringing employee salaries to the previous levels. Motion PASSED by a vote of 6 to 0 (Council Member Romero absent/excused).	<u>HUMAN RESOURCES</u>
18. TUCSON CODE: AMENDING (CHAPTER 19) REMOVING THE EXCLUSION OF THE COST OF LAND FROM THE TAXABLE GROSS INCOME FOR SPECULATIVE BUILDERS - JAN12-10-29 Ordinance No. <u>10753</u> Council Member Uhlich MOVED to PASS and ADOPT Ordinance No. <u>10753</u>. Motion DIED due to lack of a second.	<u>CITY ATTORNEY</u>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
18. TUCSON CODE: AMENDING (CHAPTER 19) REMOVING THE EXCLUSION OF THE COST OF LAND FROM THE TAXABLE GROSS INCOME FOR SPECULATIVE BUILDERS - JAN12-10-29 (continued from previous page) Vice Mayor Glassman MOVED and it was duly seconded to direct the City Manager to be cognizant of the fact that the Mayor and Council are very committed to the business community and very reticent about imposing new taxes or fees at this time. Motion PASSED by a vote of 5 to 1 (Council Member Uhlich dissenting and Council Member Romero absent/excused).	
19. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – JAN12-10-21 Vice Mayor Glassman announced his personal appointment of Steven K. Russell to the Citizen Sign Code Committee.	<u>CITY CLERK</u>
20. ADJOURNMENT: 7:13 p.m. The next regularly scheduled meeting of the Mayor and Council will be held on Wednesday, January 20, 2010, 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.	