

# MAYOR AND COUNCIL - REGULAR MEETING

## ADMINISTRATIVE ACTION REPORT AND SUMMARY

JUNE 22, 2010

MAYOR AND COUNCIL CHAMBERS – CITY HALL  
255 W. ALAMEDA, TUCSON, AZ

1. ROLL CALL: 5:37 p.m.

OFFICIAL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice Mayor Shirley C. Scott, Council Members Regina Romero, Paul Cunningham, Karin Uhlich, Richard G. Fimbres and Steve Kozachik

STAFF MEMBERS: Mike Letcher, City Manager, Mike Rankin, City Attorney and Suzanne Mesich, Assistant City Clerk

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Leondra Price, Office of Equal Opportunity Programs, after which the Pledge of Allegiance was led by the entire assembly.

| AGENDA ITEM/MAYOR AND COUNCIL ACTION                                                                                                                                                                                                           | STAFF ACTION      |
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| <ol style="list-style-type: none"><li>3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – JUN22-10-303<br/><br/>Current Event reports were provided by Council Members Council Members Romero, Cunningham, Fimbres and Kozachik</li></ol> |                   |
| <ol style="list-style-type: none"><li>4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS – JUN22-10-304<br/><br/>No report was given.</li></ol>                                                                                               |                   |
| <ol style="list-style-type: none"><li>5. LIQUOR LICENSE APPLICATIONS – JUN22-10-305<br/><br/>b. Liquor License Application(s)<br/>Location Transfer(s)<br/>1. Peter Piper Pizza, City 33-10</li></ol>                                          | <u>CITY CLERK</u> |

| AGENDA ITEM/MAYOR AND COUNCIL ACTION                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | STAFF ACTION                               |
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| <p>5. LIQUOR LICENSE APPLICATIONS – JUN22-10-305 (continued from the previous page)</p> <p>c. Special Event(s)</p> <ol style="list-style-type: none"><li>1. Tucson’s Young Professionals, City T46-10</li><li>2. Coyote TaskForce, Inc., City T47-10</li><li>3. Show Baseball, Inc., City T48-10</li><li>4. Tucson Botanical Gardens, City T49-10</li><li>5. Tucson Botanical Gardens, City T50-10</li><li>6. Tenorio Escobar Inc., dba Cilantro’s Colombian Grill, City T51-10</li></ol> <p>d. Agent Change/Acquisition of Control/Restructure<br/>NOTE: There are no agent change(s) scheduled for this meeting.</p> <p>Council Member Romero MOVED and it was duly seconded to forward Items 5b1 and 5c 1-6 to the State Liquor Board with a recommendation for APPROVAL.</p> <p>Motion PASSED by a vote of 7 to 0.</p> |                                            |
| <p>6. CALL TO THE AUDIENCE</p> <p>The following people spoke at the Call to the Audience: Shannon Cain, Melanie Nelson and Joe Sweeney.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                            |
| <p>7. CONSENT AGENDA ITEMS A - T</p> <p>A. TUCSON CODE: AMENDING (CHAPTER 2) RELATING TO THE WORKERS’ COMPENSATION SUPPLEMENT PROGRAM - JUN22-10-307</p> <p>Ordinance No. <u>10807</u></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <p><u>HUMAN RESOURCES</u></p>              |
| <p>B. ZONING: (D08-0035) DESIGNATING THE DEVELOPMENT PLAN FOR ACADEMY OF TUCSON, AS A PROTECTED DEVELOPMENT RIGHT PLAN - JUN22-10-308</p> <p>Resolution No. <u>21570</u></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <p><u>PLANNING &amp; DEV. SERVICES</u></p> |

| AGENDA ITEM/MAYOR AND COUNCIL ACTION                                                                                                                                                                              | STAFF ACTION                               |
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| <p>C. ZONING: (S08-085) DESIGNATING THE TENTATIVE PLAT FOR KIPPE'S TOWN HOMES AS A PROTECTED DEVELOPMENT RIGHT PLAN - JUN22-10-309</p> <p>Resolution No. <u>21571</u></p>                                         | <p><u>PLANNING &amp; DEV. SERVICES</u></p> |
| <p>D. REAL PROPERTY: APPROVING A GROUND LEASE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC FOR A WIRELESS CELLULAR ANTENNAE AT SWAN ROAD AND MALVERN STREET - JUN22-10-310</p> <p>Ordinance No. <u>10808</u></p> | <p><u>REAL ESTATE</u></p>                  |
| <p>E. APPROVAL OF MINUTES - JUN22-10-314</p>                                                                                                                                                                      | <p><u>CITY CLERK</u></p>                   |
| <p>F. TUCSON CODE: AMENDING (CHAPTER 10A) RELATING TO THE FILING OF ANNUAL REPORTS FOR ALL BOARDS, COMMITTEES AND COMMISSIONS - JUN22-10-312</p> <p>Ordinance No. <u>10810</u></p>                                | <p><u>CITY CLERK</u></p>                   |
| <p>G. FINANCE: WRITE-OFF OF UNCOLLECTIBLE ACCOUNTS RECEIVABLE - JUN22-10-315</p> <p>Resolution No. <u>21572</u></p>                                                                                               | <p><u>FINANCE</u></p>                      |
| <p>H. GRANTS: GRANT AGREEMENT WITH THE GILA RIVER INDIAN COMMUNITY FOR DISTRIBUTION OF GAMING MONIES TO PLANNED PARENTHOOD ARIZONA - JUN22-10-316</p> <p>Resolution No. <u>21573</u></p>                          | <p><u>FINANCE</u></p>                      |

| AGENDA ITEM/MAYOR AND COUNCIL ACTION                                                                                                                                                                                    | STAFF ACTION                                   |
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| <p>J. TUCSON CODE: AMENDING (CHAPTER 22) ARTICLE V<br/>LEAVE BENEFIT PLAN (CONTINUED FROM THE<br/>MEETING OF JUNE 15, 2010) - JUN22-10-331</p> <p>Ordinance No. <u>10812</u></p>                                        | <p><u>HUMAN RESOURCES</u></p>                  |
| <p>K. HUMAN RESOURCES: AUTHORIZING THE HUMAN<br/>RESOURCES DIRECTOR TO SUBMIT AN APPLICATION<br/>FOR THE FEDERAL GOVERNMENT EARLY RETIREE<br/>REINSURANCE PROGRAM - JUN22-10-321</p> <p>Resolution No. <u>21575</u></p> | <p><u>HUMAN RESOURCES</u></p>                  |
| <p>L. FINAL PLAT: (S10-014) REPLAT OF LOTS 4 AND 5 OF<br/>ALBERTSON'S AT EL RIO PLAZA - JUN22-10-320</p>                                                                                                                | <p><u>PLANNING &amp; DEV.<br/>SERVICES</u></p> |
| <p>M. INTERGOVERNMENTAL AGREEMENT AMENDMENT:<br/>WITH THE REGIONAL TRANSPORTATION AUTHORITY<br/>FOR WEEKDAY EVENING BUS SERVICE EXPANSION -<br/>JUN22-10-323</p> <p>Resolution No. <u>21580</u></p>                     | <p><u>TRANSPORTATION</u></p>                   |
| <p>N. INTERGOVERNMENTAL AGREEMENT AMENDMENT:<br/>WITH THE REGIONAL TRANSPORTATION AUTHORITY<br/>FOR THE WEEKEND BUS SERVICE EXPANSION<br/>PROJECT - JUN22-10-324</p> <p>Resolution No. <u>21579</u></p>                 | <p><u>TRANSPORTATION</u></p>                   |
| <p>O. INTERGOVERNMENTAL AGREEMENT AMENDMENT:<br/>WITH THE REGIONAL TRANSPORTATION AUTHORITY<br/>FOR THE BUS FREQUENCY AND AREA EXPANSION<br/>PROJECT - JUN22-10-325</p> <p>Resolution No. <u>21582</u></p>              | <p><u>TRANSPORTATION</u></p>                   |

| AGENDA ITEM/MAYOR AND COUNCIL ACTION                                                                                                                                                                                                 | STAFF ACTION                 |
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| <p>P. INTERGOVERNMENTAL AGREEMENT AMENDMENT:<br/>WITH THE REGIONAL TRANSPORTATION AUTHORITY<br/>FOR EXPRESS BUS SERVICE EXPANSION<br/>IMPROVEMENTS - JUN22-10-326</p> <p>Resolution No. <u>21581</u></p>                             | <p><u>TRANSPORTATION</u></p> |
| <p>Q. INTERGOVERNMENTAL AGREEMENT AMENDMENT:<br/>WITH THE REGIONAL TRANSPORTATION AUTHORITY<br/>FOR THE SUN VAN PARATRANSIT SERVICE<br/>EXPANSION PROJECT - JUN22-10-327</p> <p>Resolution No. <u>21583</u></p>                      | <p><u>TRANSPORTATION</u></p> |
| <p>R. INTERGOVERNMENTAL AGREEMENT: WITH PIMA<br/>COUNTY FOR FIXED ROUTE BUS SERVICES AND ADA<br/>PARATRANSIT CERTIFICATION - JUN22-10-328</p> <p>Resolution No. <u>21577</u></p>                                                     | <p><u>TRANSPORTATION</u></p> |
| <p>S. INTERGOVERNMENTAL AGREEMENT: WITH THE<br/>TOWN OF MARANA FOR FIXED-ROUTE BUS SERVICE -<br/>JUN22-10-329</p> <p>Resolution No. <u>21576</u></p>                                                                                 | <p><u>TRANSPORTATION</u></p> |
| <p>T. INTERGOVERNMENTAL AGREEMENT: WITH THE<br/>CITY OF SOUTH TUCSON FOR FIXED-ROUTE BUS<br/>SERVICES AND ADA PARATRANSIT CERTIFICATION -<br/>JUN22-10-330</p> <p>Resolution No. <u>21578</u></p>                                    | <p><u>TRANSPORTATION</u></p> |
| <p>Council Member Cunningham MOVED and it was duly seconded that<br/>Consent Agenda Items A - T, with the exception of Item I, be<br/>approved and/or adopted and proper action taken.</p> <p>Motion PASSED by a vote of 7 to 0.</p> |                              |

| AGENDA ITEM/MAYOR AND COUNCIL ACTION                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | STAFF ACTION                               |
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| <p>I. WATER: FISCAL YEAR 2011 WATER EFFICIENCY PROGRAM RECOMMENDATIONS - JUN22-10-317</p> <p>Resolution No. <u>21574</u></p> <p>Council Member Cunningham MOVED and it was duly seconded that \$40,000 be moved from the marketing Budget to the Rainwater Harvesting and Gray Water Demonstration Sites Budget.</p> <p>Motion PASSED by a vote of 7 to 0.</p> <p>Council Member Cunningham MOVED and it was duly seconded that Consent Agenda Item I, including the amendment be approved and/or adopted and proper action taken.</p> <p>Motion PASSED by a vote of 7 to 0.</p> | <p><u>WATER</u></p>                        |
| <p>8. PUBLIC HEARING: POTENTIAL AMENDMENTS TO THE TUCSON CHARTER - JUN22-10-322</p> <p>Council Member Fimbres MOVED and it was duly seconded to CLOSE the public hearing.</p> <p>Motion PASSED by a vote of 7 to 0.</p>                                                                                                                                                                                                                                                                                                                                                          | <p><u>CITY CLERK</u></p>                   |
| <p>9. PUBLIC HEARING: TUCSON CODE – AMENDING (CHAPTER 23) THE LAND USE CODE; RELATING TO THE DEVELOPMENT TIME LINES AND EXPIRATION DATES - JUN22-10-318</p> <p>Vice Mayor Scott MOVED and it was duly seconded to CLOSE the public hearing.</p> <p>Motion PASSED by a vote of 7 to 0.</p> <p>Ordinance No. <u>10813</u></p> <p>Council Member Kozachik MOVED and it was duly seconded to PASS and ADOPT Ordinance No. <u>10813</u>.</p> <p>Motion PASSED by a vote of 7 to 0.</p>                                                                                                | <p><u>PLANNING &amp; DEV. SERVICES</u></p> |

| AGENDA ITEM/MAYOR AND COUNCIL ACTION                                                                                                                                                                                                                                                                                                                                                                                                                          | STAFF ACTION                               |
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| <p>10. PUBLIC HEARING: TUCSON CODE (CHAPTER 23) AMENDING THE LAND USE CODE; OFF STREET LOADING ZONES AND ORDINANCE ADOPTION - JUN22-10-313</p> <p>Vice Mayor Scott MOVED and it was duly seconded to CLOSE the public hearing.</p> <p>Motion PASSED by a vote of 7 to 0.</p> <p>Ordinance No. <u>10811</u></p> <p>Vice Mayor Scott MOVED and it was duly seconded to PASS and ADOPT Ordinance No. <u>10811</u>.</p> <p>Motion PASSED by a vote of 7 to 0.</p> | <p><u>PLANNING &amp; DEV. SERVICES</u></p> |
| <p>11. ZONING: (C15-10-01) CORAZON DEL PUEBLO ANNEXATION DISTRICT, COUNTY CR-3 AND CB-2 TO CITY R-1 AND C-2, CITY MANAGER'S REPORT AND DIRECT ORDINANCE - JUN22-10-311</p> <p>Ordinance No. <u>10809</u></p> <p>Council Member Fimbres MOVED and it was duly seconded to APPROVE the request as recommended by the Zoning Examiner and PASS and ADOPT Ordinance No. <u>10809</u>.</p> <p>Motion PASSED by a vote of 7 to 0.</p>                               | <p><u>PLANNING &amp; DEV. SERVICES</u></p> |
| <p>12. FINANCE: FIXING AND LEVYING THE PRIMARY AND SECONDARY PROPERTY TAXES FOR FISCAL YEAR 2011 - JUN22-10-319</p> <p>Ordinance No. <u>10788</u></p> <p>Council Member Romero MOVED and it was duly seconded to PASS and ADOPT Ordinance No. <u>10788</u>.</p> <p>Motion PASSED by a vote of 7 to 0.</p>                                                                                                                                                     | <p><u>BUDGET &amp; INTERNAL AUDIT</u></p>  |

| AGENDA ITEM/MAYOR AND COUNCIL ACTION                                                                                                                                                                                                                                                                                                                                                                                                                               | STAFF ACTION      |
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| <p>13. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS - JUN22-10-306</p> <p>Council Member Uhlich MOVED and it was duly seconded to approve the appointments in the report.</p> <p>Motion PASSED by a vote of 7 to 0.</p> <p>Council Member Cunningham announced his personal appointments of Amy McCoy to the Citizens Water Advisory Committee, Ruth Wojcik to the Board of Adjustment and John Hingle to the Environmental Services Advisory Committee.</p> | <u>CITY CLERK</u> |
| <p>14. ADJOURNMENT: 7:34 p.m.</p> <p>The next regularly scheduled meeting of the Mayor and Council will be held on Wednesday, July 7, 2010, 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.</p>                                                                                                                                                                                                                         |                   |