

# MAYOR AND COUNCIL - REGULAR MEETING

## ADMINISTRATIVE ACTION REPORT AND SUMMARY

JUNE 3, 2002

FROM: CITY MANAGER \_\_\_\_\_

1. ROLL CALL: 3:35 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 Reverend Steve Melde, Christ Presbyterian Church, after which the Pledge of Allegiance was presented by the entire assembly.

PRESENTATIONS:

- a. Certificate of Appreciation to Sid Morse for providing 240 new wheelchairs to Tucson's Sister City of Almaty, Kazakhstan.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS JUNE3-02-299</p> <p>No Report.</p>	

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<p>4. CALL TO THE AUDIENCE</p> <p>1. Bill Katzel thanked the Mayor and Council and City staff for the dedication ceremony of the Diamondback Bridge.</p> <p>2. Robert Reuce addressed the Mayor and Council and noted a concern with the undercover police activities on Fourth Avenue and alleged police misconduct.</p> <p>3. D'Herrera Tapia encouraged the Mayor and Council to allow after-hours at restaurants.</p> <p>4. Sperry Van Lingendale encouraged the Mayor and Council to fund Pima Animal Control's Compassion Animal Program.</p> <p>5. Chuck Freitas addressed the Mayor and Council in opposition to the rebuilding of the Convento site and offered instead a plan to honor Ft. Lowell and other Civil War historical events.</p>	
<p>5. <u>C O N S E N T A G E N D A</u></p> <p>A. PROFESSIONAL SERVICES AGREEMENT: WITH SNELL &amp; WILMER LLP FOR LEGAL SERVICES IN MATTERS RELATING TO OCCUPATIONAL HEALTH AND SAFETY REGULATORY LAW – JUNE3-02-302</p> <p>RESOLUTION NO. 19221</p>	<p><u>CITY ATTORNEY</u></p>
<p>B. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE OPERATION OF A JOINT HOUSING PROGRAM FOR PEOPLE WITH AIDS – JUNE3-02-308</p> <p>RESOLUTION NO. 19223</p>	<p><u>DIR. OF COMMUNITY SERVICES</u></p>
<p>C. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR SILVERCROFT NEIGHBORHOOD REINVESTMENT PROJECT – JUNE3-02-</p>	<p><u>DEPT. OF NEIGH. RESOURCES</u></p>

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309  RESOLUTION NO. 19224	
D. EQUAL OPPORTUNITY: EXTENSION OF THE MINORITY/WOMEN BUSINESS ENTERPRISE PROGRAM UNTIL SEPTEMBER 30, 2002 – JUNE3-02-310  ORDINANCE NO. 9710	<u>EQUAL OPPORTUNITY OFFICE</u>
E. TUCSON CODE: AMENDING (CHAPTER 10) RELATING TO COMPENSTAION – EXTENDING SUPPLEMENT TO MILITARY PAY FOR CITY EMPLOYEES – JUNE3-02-300  ORDINANCE NO. 9709	<u>DIR. OF HUMAN RESOURCES</u>
F. GRANT AGREEMENT: WITH THE SOUTHERN ARIZONA DUI TASK FORCE FOR THE SPANISH IMMERSION PROGRAM GRANT – JUNE3-02-301  RESOLUTION NO. 19222	<u>POLICE CHIEF</u>
G. REAL PROPERTY: ACQUISITION OF PROPERTY IN ALVERNON CORNERS INDUSTRIAL CENTER II AS A REPLACEMENT SITE FOR CITIZEN’S AUTO STAGE WITHIN THE RIO NUEVO PROJECT – JUNE3-02-312  RESOLUTION NO. 19225	<u>DIR. OF TRANS</u>
H. PUBLIC IMPROVEMENT: FLOWING WELLS ROAD, ROGER ROAD TO MIRACLE MILE DISTRICT SIDEWALK IMPROVEMENT – JUNE3-02-294  RESOLUTION NO. 19203	<u>DIR. OF TRANS</u>

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<p>I. PUBLIC IMPROVEMENT: EUCLID AVENUE, BROADWAY BOULEVARD TO SPEEDWAY BOULEVARD DISTRICT SIDEWALK AND LIGHTING IMPROVEMENT – JUNE3-02-295</p> <p>RESOLUTION NO. 19204</p>	<p><u>DIR. OF TRANS</u></p>
<p>J. INTERGOVERNMENTAL AGREEMENT: WITH CITY OF SOUTH TUCSON FOR PAYMENT OF SUN TRAN AND VAN TRAN TRANSIT SERVICE – JUNE3-02-307</p> <p>RESOLUTION NO. 19220</p>	<p><u>DIR. OF TRANS</u></p>
<p>K. WATER: ESTABLISHING A RESERVE FUND FOR REPLACEMENT OF WATER INFRASTRUCTURE – JUNE3-02-305</p> <p>ORDINANCE NO. 9708</p>	<p><u>DIR. OF WATER</u></p>
<p>Vice-Mayor West MOVED, SECONDED by Council Member Ronstadt that items on the Consent Agenda be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>6. LIQUOR LICENSE APPLICATIONS – JUNE3-02-293</p> <p>PETER PIPER PIZZA, CITY # 0050 METROPOLITAN TUCSON CONVENTION &amp; VISITORS BUREAU, CITY # T043-02</p>	<p><u>CITY CLERK</u></p>

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<p>TUCSON BREAKFAST LIONS CLUB, CITY # T047-02 SANTA RITA EXCHANGE CLUB, CITY # T050-02 JUVENILE DIABETES RESEARCH FOUNDATION, CITY # T051-02 KICKSTART GRILL, CITY # EP25-02 TAMALEZ AT LA PLACITA VILLAGE, CITY # EP26-02 CHUY’S, CITY # EP28-02</p>	
<p>6. LIQUOR LICENSE APPLICATIONS – JUNE3-02-293 (CONT’D)</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member Scott that staff be directed to forward these applications 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>7. ELECTIONS: CANVASSING RETURNS AND DECLARING RESULTS OF THE MAY 21, 2002 SPECIAL ELECTION – JUNE3-02-313</p> <p>RESOLUTION NO. 19218</p> <p>Council Member Scott MOVED, SECONDED by Council Member Ronstadt to pass and adopt Resolution No. 19218 with the emergency clause.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>
<p>8. POLITICAL ACTIVITIES: AMENDING THE TUCSON CODE TO ALLOW CIVIL SERVICE EMPLOYEES TO PARTICIPATE IN CITY OF TUCSON ELECTIONS – JUNE3-02-314</p> <p>ORDINANCE NO. 9712</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member Leal to pass and adopt Ordinance No. 9712 with the following amendments:</p>	<p><u>CITY ATTORNEY</u></p>

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<p>1. Change Sec. 10-18 E.1.(a) of the Tucson Code to read City of Tucson instead of “public”.</p> <p>8. POLITICAL ACTIVITIES: AMENDING THE TUCSON CODE TO ALLOW CIVIL SERVICE EMPLOYEES TO PARTICIPATE IN CITY OF TUCSON ELECTIONS – JUNE3-02-314 (CONT'D)</p> <p>2. Change Sec. 10-18 E.2. to read:</p> <p>No officer or employee in the classified service shall at any time <u>take any active part in securing or contributing any money toward the nomination or election of any candidate</u> <del>or place, either directly or indirectly, pay or promise to pay any as subscription or contribution in money or any other valuable consideration whatsoever to any organization or person to be used either for paying the campaign expense of any candidate</del> for any elective office of the city or in influencing the results of an election for any such office.</p> <p>3. Change Sec. 10-18 G to add City of Tucson.</p> <p>Motion <u>PASSED</u> by a vote of 4 to 3 (Mayor Walkup, Vice-Mayor West and Council Member Ronstadt dissenting).</p>	
<p>9. WATER: UPDATED TUCSON WATER FINANCIAL PLAN FOR FISCAL YEARS 2002 THROUGH 2007 – JUNE3-02-298</p> <p>RESOLUTION NO. 19219</p>	<p><u>DIR. OF WATER</u></p>

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<p>Council Member Ronstadt MOVED, SECONDED by Council Member Scott to pass and adopt Resolution No. 19219.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 1 (Council Member Leal dissenting).</p>	
<p>10. ZONING: (C9-01-25) KEMMERLY COMPANY – CAMINO SECO, RX-1 TO R-1, ORDINANCE ADOPTION – JUNE3-02-311</p> <p>ORDINANCE NO. 9711</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 9711 as amended.</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>11. ZONING; (C9-02-06) WALGREEN’S ALVERNON WAY, O-3 TO C-1, CITY MANAGER’S REPORT – JUNE3-02-306</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member Scott to approve the request for rezoning as recommended by the Zoning Examiner and as amended.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>12. ZONING: (C9-02-03) KB HOME – WALNUT AVENUE, SR TO R-1, CITY MANAGER’S REPORT – JUNE3-02-303</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Leal to approved the request for rezoning as recommended by the Zoning Examiner.</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>13. ZONING; (C9-01-33) LODGE ON THE DESERT – ALVERNON WAY, O-3 TO C-1, CITY MANAGER’S REPORT – JUNE3-02-304</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Leal to approve the request for rezoning as recommended by the Zoning Examiner.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>14. PUBLIC HEARING: PRINCE ROAD, I-10 TO FIRST AVENUE DISTRICT LIGHTING IMPROVEMENT - JUNE3-02-296</p> <p>RESOLUTION NO. 19202</p> <p>Council Member Dunbar MOVED, SECONDED by Vice-Mayor West 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 Scott to pass and adopt Resolution No. 19202.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF TRANS</u></p>
<p>15. PUBLIC HEARING; BILBY ROAD, DEL MORAL BOULEVARD TO COUNTRY CLUB DISTRICT PAVING IMPROVEMENT – JUNE3-02-297</p> <p>RESOLUTION NO. 19201</p> <p>Council Member Leal 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>Council Member Leal MOVED, SECONDED by Council Member Scott to</p>	<p><u>DIR. OF TRANS</u></p>



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<p>pass and adopt Resolution No. 19201.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>16. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – JUNE3-02-292</p> <p>Council Member Dunbar announced her personal appointment of Beth Omansky Gordon to the Commission on Disability Issues.</p>	<p><u>CITY CLERK</u></p>
<p>17. CALL TO THE AUDIENCE</p> <p>1. Richard Cook thanked the Mayor and Council for allowing him to participate in the process.</p>	
<p>18. ADJOURNMENT: 4:36 P.M.</p> <p>The next regularly scheduled meeting of the Mayor and Council will be held on Monday, June 10, 2002 at 7:30 p.m. in the Graham/Greenlee Rooms of the Tucson Convention Center, 260 South Church (East Entrance) Tucson, Arizona.</p>	