

MAYOR AND COUNCIL ADMINISTRATIVE ACTION REPORT AND SUMMARY

MAYOR AND COUNCIL - REGULAR MEETING
MARCH 4, 2002

FROM: CITY MANAGER _____

1. ROLL CALL: 2:09 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 Dr. Carol Lemons, Creative Life Church, after which the Pledge of Allegiance was presented by the entire assembly.

PRESENTATIONS:

- a. Award presented to the Kino Weed and Seed Coalition on behalf of the United State Justice Department.
- b. Certificate of Appreciation presented to the Tucson-Pima County Bicycle Advisory Committee.
- c. Certificate of Appreciation Plaque presented to Ofelia Zepeda, Ph.D., as Tucson's Poet Laureate.

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<p>3. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS MAR4-02-131</p> <p>City Manager, James Keene, announced:</p> <ol style="list-style-type: none">1. Item "G" on the Consent Agenda – "Financial Participation Agreement with Tucson Children's Museum" will be withdrawn by staff.2. Government Technology Center for Digital Government announced that Todd Sander has been named one of the GT-25 honorees, which recognizes national public sector leaders who champion technology.	

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<p>3. CITY MANAGER’S REPORT: SUMARRY OF CURRENT EVENTS MAR4-02-131 (CONT’D)</p> <p>3. The Tucson Water Department has been awarded Public Works Project of the Year, \$2 million - \$10 million projects, for the Sabino Estates Reservoir and Booster by the Arizona Chapter of the American Public Works Association.</p>	
<p>4. CALL TO THE AUDIENCE, FOR PERSONS DESIRING TO SPEAK</p> <p>1. Julie Anderson, Ismael Salazar and David Garcia addressed the Mayor and Council regarding the following issues:</p> <ul style="list-style-type: none"> a. request for Spanish translators b. request higher funding for “School Plus Jobs” c. request reallocation of funds from the proposed transportation tax d. request the City send early ballot requests to <u>all</u> registered voters 	
<p>5. <u>CONSENT AGENDA</u></p> <p>*****ITEMS “G” AND “K” WERE DELETED FROM THE CONSENT AGENDA *****</p> <p>A. TRANSPORTATION: TRAFFIC MITIGATION PLAN, DIAGONAL DIVERTER AT TWENTY-FIRST STREET AND THIRD AVENUE – MAR4-02-123</p>	<p><u>DIR. OF TRANS</u></p>
<p>B. GRANT AGREEMENT: WITH ARIZONA SUPREME COURT FOR SPANISH LANGUAGE TELEPHONIC INTERPRETERS SERVICE – MAR4-02-130</p> <p>RESOLUTION NO. 19136</p>	<p><u>CITY COURT</u></p>

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C. ASSURANCE AGREEMENT: (S00-044) AVIA RICCA, LOTS 1 – 9, AND COMMON AREA “A” – MAR4-02-119 RESOLUTION NO. 19134	<u>DIR. OF DEV. SERVICES</u>
D. FINAL PLAT: (S00-044) AVIA RICCA, LOTS 1 – 9, AND COMMON AREA “A” – MAR4-02-120	<u>DIR. OF DEV. SERVICES</u>
E. ASSURANCE AGREEMENT: (S01-041) MESQUITE CORPORATE CENTRE CONDOMINIUMS SUBDIVISION, UNITS 123 – 126 AND 216 – 219 AND COMMON AREA “A” MAR4-02-121 RESOLUTION NO. 19135	<u>DIR. OF DEV. SERVICES</u>
F. FINAL PLAT: (S01-041) MESQUITE CORPORATE CENTRE SUBDIVISION CONDOMINIUMS, UNITS 123 – 126 AND 216 – 219, AND COMMON AREA “A” – MAR4-02- 122	<u>DIR. OF DEV. SERVICES</u>
H. REAL PROPERTY: ACQUISITION OF PROPERTY FOR THE PIMA STREET, SWAN ROAD TO CRAYCROFT DISTRICT PAVING IMPROVEMENTS – MAR4-02-125 RESOLUTION NO. 19133	<u>DIR. OF TRANS</u>
I. REAL PROPERTY: ACQUISITION OF PROPERTY FOR THE HARRISON ROAD, OLD SPANISH TRAIL TO GOLF LINKS ROAD DISTRICT PAVING IMPROVEMENT PROJECT – MAR4-02-126 RESOLUTION NO. 19132	<u>DIR. OF TRANS</u>

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<p>J. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE 2002 CITY OF TUCSON SPECIAL ELECTIONS – MAR4-02-137</p> <p>RESOLUTION NO. 19141</p>	<p><u>CITY CLERK</u></p>												
<p>Council Member Scott MOVED, SECONDED by Council Member Leal that items on the Consent Agenda (Except “G” and “K”) be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>													
<p>G. FINANCIAL PARTICIPATION AGREEMENT AMENDMENT: WITH TUCSON CHILDREN’S MUSEUM – MAR4-02-132</p> <p>RESOLUTION NO. 19139</p> <p>This item was withdrawn at the request of staff.</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>												
<p>K. FINANCE: CONTINGENCY FUND TRANSFER TO LEAGUE OF UNITED LATIN AMERICAN CITIZENS (LULAC) FOR THE YOUTH LEADERSHIP CONFERENCE – MAR4-02-139</p> <p>RESOLUTION NO. 19142</p> <p>Council Member Leal MOVED, SECONDED by Vice-Mayor West to pass and adopt Resolution No. 19142 allocating \$2500 from Ward 5 with additional allocations as follows:</p> <table><tr><td>Ward 1:</td><td>\$1,000</td></tr><tr><td>Ward 2:</td><td>500</td></tr><tr><td>Ward 3:</td><td>500</td></tr><tr><td>Ward 4:</td><td>500</td></tr><tr><td>Mayor:</td><td>1,000</td></tr><tr><td>Total:</td><td>\$6,000</td></tr></table>	Ward 1:	\$1,000	Ward 2:	500	Ward 3:	500	Ward 4:	500	Mayor:	1,000	Total:	\$6,000	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
Ward 1:	\$1,000												
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Mayor:	1,000												
Total:	\$6,000												

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<p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>6. LIQUOR LICENSE APPLICATIONS – MAR4-02-118</p> <p>DRY RIVER DISTRIBUTORS, CITY # 004-02 TEXACO STAR MART, CITY # 007-02 TEXACO STAR MART, CITY # 009-02 TUCSON BOTANICAL GARDENS, CITY # T006-02 ST. MICHAEL’S PARISH DAY SCHOOLS, FRIENDS OF ST. MICHAELS, CITY # T005-02 ORDER OF AHEPA CHAPTER # 275, CITY # T015-02 KNIGHTS OF COLUMBUS, ST. PIUS X COUNCIL #10762, CITY # T021-02 TUCSON PARKS FOUNDATION, CITY # T013-02</p> <p>Council Member Leal 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 <u>PASSED</u> by a vote of 7 to 0.</p> <p>(b)(2) TEXACO STAR MART, CITY # 006-02</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member Scott that staff be directed to forward this application 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>(b)(4) TEXACO STAR MART, CITY # 008-02</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor West that staff be directed to forward this application 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><u>CITY CLERK</u></p>

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<p>7. PUBLIC IMPROVEMENTS: BROADWAY BOULEVARD, KOLB ROAD TO PANTANO ROAD DISTRICT LIGHTING IMPROVEMENT – AWARD OF CONTRACT – MAR4-02-124</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Leal to award the construction contract to P.A.C.E. Electrical for the amount of \$506,441.37.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF TRANS</u></p>
<p>8. WATER: ACQUISITION OF RESIDENTIAL WATER SERVICE AREA IN 49ER COUNTRY CLUB ESTATES – MAR4-02-138</p> <p>RESOLUTION NO. 19143</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor West to pass and adopt Resolution No. 19143.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF WATER</u></p>
<p>9. ZONING: (C9-99-05) U.S. HOME – VALENCIA ROAD, I-2 TO R-1, ORDINANCE ADOPTION – MAR4-02-127</p> <p>ORDINANCE NO. 9681</p> <p>Council Member Scott MOVED, SECONDED by Vice-Mayor West to pass and adopt Ordinance No. 9681.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>10. ZONING: (C9-01-12) WALGREENS – 12TH AVENUE, R-2 TO C-1, ORDINANCE ADOPTION – MAR4-02-135</p>	<p><u>DIR. OF PLANNING</u></p>

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<p>ORDINANCE NO. 9682</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor West to pass and adopt Ordinance No. 9682.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>11. ZONING: (C9-00-32) FITZGERALD/THOMPSON/RAPP – OLD SPANISH TRAIL, SR TO RX-1, ORDINANCE ADOPTION – MAR4-02-128</p> <p>ORDINANCE NO. 9680</p> <p>Council Member Scott MOVED, SECONDED by Vice-Mayor West to pass and adopt Ordinance No. 9680.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>12. ZONING: (C9-00-15) DOMINGUEZ – ST. MARY’S ROAD, R-2 TO O-2, ORDINANCE ADOPTION – MAR4-02-136</p> <p>ORDINANCE NO. 9683</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor West to pass and adopt Ordinance No. 9683.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>13. PUBLIC HEARING: EL ENCANTO – COLONIA SOLANA NEIGHBORHOOD PLAN AMENDMENT, PRIME SCHOOL/BROADWAY BOULEVARD – MAR4-02-129</p> <p>RESOLUTION NO. 19131</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Leal to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member Ronstadt MOVED, SECONDED by Vice-Mayor West to pass and adopt Resolution No. 19131.</p>	<p><u>DIR. OF PLANNING</u></p>

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<p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>14. PUBLIC HEARING: (C9-89-39) PERILLO – GOLF LINKS ROAD AND PANTANO WASH, CHANGE OF CONDITIONS AND ORDINANCE ADOPTION (CONT'D FROM THE MEETING OF FEBRUARY 25, 2002) – MAR4-02-134</p> <p>ORDINANCE NO. 9676</p> <p>Council Member Scott MOVED, SECONDED by Council Member Leal to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member Scott MOVED, SECONDED by Council Member Dunbar to change the development plan and amended conditions as recommended by the City Manager with the following additional amendments:</p> <ul style="list-style-type: none">• condition 1c is to read a maximum building height of 12 feet;• condition 23 to read: locate unsightly and noise generating elements such as activities producing noise through open doors, dumpsters, loading zones and outdoor storage in excess of six feet tall, a minimum of 50 feet from property boundaries that are adjacent to the Pantano and Atterbury Washes. <p>Further move to authorize the City Manager to execute the settlement agreement reached in this matter.</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>15. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – MAR4-02-133</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Leal to:</p>	<p><u>CITY CLERK</u></p>

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appoint Thomas Luckow to the Citizens' Transportation Advisory Committee;

appoint Brooke Lo Turco to the Committee of Massage Examiners; and

15. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – MAR4-02-133 (CONT'D)

ratify the appointments of Corynn Foster, Monica Martinez, Richard H. Fridena, Rita Merritt and Josephine M. King to the Pima County/Tucson Women's Commission.

Motion PASSED by a vote of 7 to 0.

Vice-Mayor West announced her personal appointment of Joy Lyndes to the Metropolitan Energy Commission.

Council Member Dunbar announced her personal appointments of Richard Studwell to the Rio Nuevo Citizens Advisory Committee and Mary Lou Focht to the Transportation Enterprise Area Management Oversight Committee.

16. CALL TO THE AUDIENCE

1. Richard Cook addressed the Mayor and Council with concerns regarding the City of Tucson contract with Waste Management.
2. Linda Bulke addressed the Mayor and Council on behalf of AFSCME, with concerns of how once a week trash pick-up may affect drivers.
3. John Malana addressed the Mayor and Council in opposition to the acquisition of residential water service area in 49er Country Club Estates.

Vice-Mayor West directed the City Manager to have staff meet with 49er residents.

DIR. OF WATER
Is responsible

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17. ADJOURNMENT: 3:24 p.m.

The next scheduled meeting of the Mayor and Council will be held on Monday, March 18, 2002 at 2:00 p.m. in the Mayor and Council Chambers, 255 West Alameda, Tucson, Arizona.