

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

MARCH 22, 2004

FROM: CITY MANAGER



1. ROLL CALL: 5:05 P.M.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Fred Ronstadt, Council Members Jose J. Ibarra, Carol West, Kathleen Dunbar, and Shirley Scott, Kathleen S. Detrick, City Clerk

ABSENT/EXCUSED: Council Member Steve Leal

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 Bishop Thomas W. Nelson, Binghampton Ward, Church of Jesus Christ of Latter-day Saints, after which the Pledge of Allegiance was presented by the entire assembly.

- a. Proclamation – Proclaiming April 8 through 11, 2004 to be Spring Fling Days.
- b. Presentation of Certificates of Excellence in Financial Reporting to Joe Ladenburg and Mike Hermanson of the Finance Department.

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3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – MARCH22-04-134

1. Council Member Dunbar invited everyone to attend:
 - a. Dedication of the baseball field donated by the Arizona Diamondbacks Charities at Jacobs Park, Tuesday, March 23, 2004, 10:00 a.m.
 - b. Ward 3 Townhall on Wednesday, March 24, 2004, 6:00 p.m. at the Ward 3 Council Office – discussion on “Solutions for our Community; An Original Approach to the City’s Fiscal Crisis”; and

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3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – MARCH22-04-134 (CONT'D)

c. Clearwater Recharge Site tour on April 24, 2004, 8:00 a.m. – Noon.

2. Council Member West invited everyone to the Ward 2 Townhall “Solutions for our Community: Report from the Fiscal Review Committee” – Tuesday, March 23, 2004, 7:00 p.m. at 7575 E. Speedway.

4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS - MARCH22-04-135

City Manager, James Keene, announced:

- a. On Tuesday March 2, 2004, Sun Tran reached its highest ever one-day ridership of 60,000 people.
- b. Reid Park Zoo has hired a new curator, Mr. Scott Barton.
- c. Liana Perez, Independent Police Auditor and Director of the City of Tucson Equal Opportunities Office, was named to the Board of the National Association of Civilian Oversight for Law Enforcement.
- d. The Mercado at Menlo is featured in the March issue of New Urban News.
- e. The Historic Depot opening this past Saturday was a tremendous success with 700 to 800 people attending; in addition train whistles and plaques were passed out to the Mayor and Council.

5. LIQUOR LICENSE APPLICATIONS – MARCH22-04-127

TARGET # 855, CITY # 009-04
EL TACO TOTE REAL MEXICAN GRILL, CITY # 011-04
ST. MICHAEL’S PARISH DAY SCHOOL’S FRIENDS OF SAINT MICHAEL’S, CITY # T015-04
ST. AMBROSE SCHOOL, CITY # T021-04
TUCSON BREAKFAST LIONS CLUB, CITY # T026-04

CITY CLERK

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<p>5. LIQUOR LICENSE APPLICATIONS – MARCH22-04-127 (CONT'D)</p> <p>Council Member Ibarra 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 6 to 0 (Council Member Leal absent/excused).</p> <p>TARGET # 1863, CITY # 010-04</p> <p>Council Member West MOVED, SECONDED by Council Member Ibarra to direct staff to forward this application to the State Liquor Board with a recommendation for denial.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p> <p>TUCSON METROPOLITAN COMMUNITY CHORUS dba DESERT VOICES, CITY # T030-04</p> <p>Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Scott to direct staff to forward this application to the State Liquor Board with a recommendation for approval.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p>	<p><u>CITY CLERK</u></p> <p><u>CITY CLERK</u></p> <p><u>CITY CLERK</u></p>
<p>6. <u>C O N S E N T A G E N D A</u></p> <p>A. GRANT APPLICATION: TO ARIZONA STATE PARKS FOR A HISTORIC PRESERVATION PLAN – MARCH22-04-133</p> <p>RESOLUTION NO. 19795</p>	<p><u>COMP. PLANNING TASK FORCE</u></p>
<p>B. FINAL PLAT: (S04-007) CONNIE CHAMBERS NORTH LOT 1 TO 9 AND LOT A – MARCH22-04-131</p>	<p><u>DIR. OF DEV. SERVICES</u></p>

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<p>C. ASSURANCE AGREEMENT: (S02-040) DREXEL MANOR SUBDIVISION LOTS 1 TO 137 AND COMMON AREAS "A" AND "B" – MARCH22-04-129</p> <p>RESOLUTION NO. 19796</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>D. FINAL PLAT: (S02-040) DREXEL MANOR SUBDIVISION LOTS 1 TO 137 AND COMMON AREAS "A" AND "B" – MARCH22-04-130</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>E. FINANCE: CONTINGENCY FUND TRANSFER FOR THE FIRST ANNUAL SARA COURTNEY MEMORIAL WALK/RUN – MARCH22-04-136</p> <p>RESOLUTION NO. 19797</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>F. TUCSON CODE: AMENDING (CHAPTER 10A) ESTABLISHING A POLICY FOR THE CREATION OF BOARDS, COMMITTEES AND COMMISSIONS – MARCH22-04-137</p> <p>ORDINANCE NO. 9943</p>	<p><u>CITY CLERK</u></p>
<p>G. AMENDED FINAL PLAT: (S02-007) COYOTE PASS, LOTS 1 TO 23, COMMON AREAS "A" AND "B" AND BLOCKS "A", "B", "C" "D" AND "E" – MARCH22-04-138</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>H. AMENDED FINAL PLAT: (S02-034) STARR PASS VISTAS, BLOCKS 1, A, B, C, D, E, F1, F2, F3 AND COMMON PROPERTIES A, B AND C – MARCH22-04-139</p>	<p><u>DIR. OF DEV. SERVICES</u></p>

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<p>I. GRANT APPLICATION: TO ARIZONA STATE PARKS ON BEHALF OF THE DIOCESE OF TUCSON FOR EMERGENCY STABILIZATION OF THE HISTORIC MARIST COLLEGE BUILDING – MARCH22-04-140</p> <p>RESOLUTION NO. 19798</p>	<p><u>COMP. PLANNING TASK FORCE</u></p>
<p>J. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR THE HOME INVESTMENT PARTNERSHIP SUBRECIPIENT PROGRAM – MARCH22-04-143</p> <p>RESOLUTION NO. 19799</p>	<p><u>DIR. OF COMM. SERVICES</u></p>
<p>K. CITY VEHICLES: ANNUAL APPROVAL – EXEMPTION OF CERTAIN CITY VEHICLES FROM IDENTIFICATION MARKINGS – MARCH22-04-144</p> <p>RESOLUTION NO. 19800</p>	<p><u>CITY CLERK</u></p>
<p>L. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE JEFFERSON PARK NEIGHBORHOOD REINVESTMENT PROGRAM – MARCH22-04-146</p> <p>RESOLUTION NO. 19801</p>	<p><u>DIR. OF NEIGHBORHOOD SERVICES</u></p>
<p>M. PROFESSIONAL SERVICES CONTRACT AMENDMENTS: WITH LAW FIRMS FOR GOVERNMENT RELATED LEGAL SERVICES – MARCH22-04-149</p> <p>RESOLUTION NO. 19802</p>	<p><u>CITY ATTORNEY</u></p>
<p>N. MEMORIAL: SUPPORTING TECHNICAL AMENDMENTS TO BROWNFIELDS APPLICATION – MARCH22-04-150</p>	<p><u>CITY ATTORNEY</u></p>

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Council Member West **MOVED**, **SECONDED** by Council Member Scott that items on the Consent Agenda be approved and/or adopted and proper action taken.

Motion **PASSED** by a vote of 6 to 0 (Council Member Leal absent/excused).

RECESS: 5:45 P.M.

RECONVENE: 6:00 P.M.

MAYOR AND COUNCIL: ALL PRESENT (EXCEPT COUNCIL MEMBER
LEAL ABSENT/EXCUSED)

STAFF: ALL PRESENT

7. CALL TO THE AUDIENCE

- a. Michael Toney addressed the Mayor and Council and presented research on integrated optics.
- b. Scott Morgan addressed the Mayor and Council in opposition to condom machines in park restrooms.
- c. Bill Katzel addressed the Mayor and Council and reported on recent activities regarding Columbus Park.
- d. Laurie Burge inquired about the painting of "A" Mountain.
- e. Jamie Schremmer addressed the Mayor and Council regarding the 4th Avenue Underpass being too wide and too long.
- f. William Doelle addressed the Mayor and Council regarding Julian Wash.
- g. Bonnie Dombrowski thanked Mayor and Council for funding arts programs and explained how 3rd Street affected her.
- h. John Powers addressed the Mayor and Council in opposition to leaving the billboards at the new park in Julian Wash.

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8. PUBLIC HEARING: (Co9-82-80) CHEYENNE INVESTMENTS – NEBRASKA STRAVENUE, I-1 ZONING, CHANGE OF CONDITIONS – MARCH22-04-148

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Ibarra to continue this public hearing to the Meeting of April 5, 2004.

Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).

DIR. OF DEV.
SERVICES
AGENDA COMMITTEE

9. PUBLIC HEARING: ZONING (C9-98-08) WILMOT/INTERSTATE 10 PARTNERSHIP – INTERSTATE 10 C-2/SH TO C-2, TIME EXTENSION AND CHANGE OF PRELIMINARY DEVELOPMENT PLAN (CONT'D FROM NOV. 24, 2003) ACCEPTANCE OF APPLICANT'S WITHDRAWAL OF REQUEST FOR TIME EXTENSIONS – MARCH22-04-132

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Ibarra to close the public hearing.

Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).

Council Member Scott MOVED, SECONDED by Council Member Dunbar to accept the applicant's withdrawal for a time extension.

Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).

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<p>10. PUBLIC HEARING: (SE-03-26) T-MOBILE – SPEEDWAY BOULEVARD, C-1 ZONING, SPECIAL EXCEPTION – APPEAL OF ZONING EXAMINER’S DECISION – MARCH22-04-145</p> <p>Council Member West MOVED, SECONDED by Vice-Mayor Ronstadt to approve the City Manager’s recommendation and uphold the decision of the Zoning Examiner, thereby denying the appeal because this project will negatively impact the neighbors to the north and is in conflict with the General Plan and the Pantano Area Plan. Furthermore, the applicant failed to demonstrate that an alternate location would negatively impact this project. Finally, the City Clerk is instructed to send a letter to the applicant with the decision of the Mayor and Council and stated findings.</p> <p>Motion PASSED by a vote of 5 to 0 (Council Members Dunbar and Leal absent/excused).</p> <p>(Council Member Dunbar departed at 7:15 p.m. and returned at 7:20 p.m.)</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>11. ZONING: (C9-03-25) RINCON BAPTIST CHURCH – GOLF LINKS ROAD, RX-1 TO O-3, CITY MANAGER’S REPORT – MARCH22-04-141</p> <p>Council Member Scott MOVED, SECONDED by Council Member Ibarra to approve the request for rezoning as recommended by the City Manager and Zoning Examiner.</p> <p>Motion PASSED by a vote of 5 to 0 (Council Members Dunbar and Leal absent/excused).</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>12. ZONING: (C9-03-19) JACOME – VALENCIA ROAD AND ALVERNON WAY, I-1 TO C-1, CITY MANAGER’S REPORT – MARCH22-04-142</p> <p>Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Ibarra to continue this item to April 5, 2004.</p> <p>Motion <u>PASSED</u> by a vote of 5 to 0 (Council Members Dunbar and Leal absent/excused).</p>	<p><u>DIR. OF DEV. SERVICES</u></p>

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<p>13. REAL PROPERTY: VACATION AND SALE OF SURPLUS CITY-OWNED PROPERTY LOCATED NEAR SPEEDWAY BOULEVARD AND ALVERNON WAY TO CENTRES, INC. – MARCH22-04-151</p> <p>ORDINANCE NO. 9944</p> <p>Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 9944.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p>	<p><u>CITY MANAGER</u></p>
<p>14. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR ACQUISITION OF PROPERTY FOR THE JULIAN WASH CULTURAL RESOURCE PARK (CONT'D FROM THE MEETING OF MARCH 15, 2004) – MARCH22-04-147</p> <p>RESOLUTION NO. 19758</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor Ronstadt to pass and adopt Resolution No. 19758 and requested staff return with options for a resolution to the billboard situation.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p>	<p><u>COMP. PLANNING TASK FORCE</u></p>
<p>15. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – MARCH22-04-128</p> <p>Mayor Walkup announced his personal appointment of Ted Hinderaker to the City Attorney Selection Committee.</p>	<p><u>CITY CLERK</u></p>
<p>16. ADJOURNMENT: 7:28 P.M.</p> <p>The next regularly scheduled meeting of the Mayor and Council will be held on Monday, April 5, 2004 at 5:00 p.m. in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.</p>	