

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY MARCH 24, 2009

FROM: CITY MANAGER



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

OFFICIAL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice Mayor Karin Uhlich, Council Members Regina Romero, Rodney Glassman, Shirley C. Scott and Nina J. Trasoff, and Roger Randolph, City Clerk

OFFICIAL MEMBERS ABSENT/EXCUSED: Council Member Steve Leal

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

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Captain Wayne Jackson, Tucson Fire Department, after which the Pledge of Allegiance was led by the entire assembly.

PRESENTATIONS:

- a. Presentation of the Tucson Rodeo Parade Chairman's Award to the El Pueblo Senior Center

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS - MAR24-09-143 Council Member Romero announced that Saturday March 28th is the Annual César E. Chávez March starting at 9:00 a.m. at Pueblo High School to Rudy Garcia Park with a Rally to follow with music, food and refreshments. Council Member Glassman announced that on Wednesday, March 25 at 7:00 p.m. the Ward 2 office, 7575 E. Speedway Blvd, is holding a Rainwater Harvesting Town Hall with a presentation by Brad Lancaster. Council Member Glassman announced that on Saturday March 28 at 8:00 a.m. the Ward 2 office is sponsoring a downtown walking tour of the El Presidio Historic Trail. Attendees will meet up at Ward 2 for a bus ride to downtown. For more information call 791-4687.	

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS - MAR24-09-143 (continued from previous page) Vice-Mayor Uhlich updated the public about the free Income Tax Assistance Program for tax preparation and the earned income tax credit for low and moderate income earners and thanked Sun Tran for posting posters and pamphlets on the program on buses. For more information call 791-4711. Council Member Scott announced that the Tucson Association of Realtors is sponsoring an “At Bat for Habitat” softball tournament and fundraiser for Habitat for Humanity on April 25th from 8:00 a.m. to 8:00 p.m. at the Golf Links Sports Complex.	
4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS - MAR24-09-144 No report was given.	
5. LIQUOR LICENSE APPLICATIONS – MAR24-09-145 b. Liquor License Applications New License(s) 1. Goodfellas Italian Bistro, City 5-09 c. Special Event(s) 1. La Frontera Tucson International Mariachi Conference, City T7-09 2. St. Michael’s Parish Day School, City T12-09 3. Comite de Festividades Mexicanas, City T13-09 4. YWCA - Tucson, City T15-09 5. ArtSake Foundation, City T18-09 6. Tucson Museum of Art, City T19-09 7. Fiesta Grande of Hollywood, Inc., City T24-09 8. St. Demetrios Greek Orthodox Church, City T26-09 Council Member Scott MOVED and it was duly seconded to forward Items 5b1 and 5c1-8 to the State Liquor Board with a recommendation for APPROVAL. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).	<u>CITY CLERK</u>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
6. CALL TO THE AUDIENCE The following people spoke at the Call to the Audience: Mia Hanson, Tim McCabe, Trish Hart, Benny Nañez, David Quist, Dave Crouteau, Bishop Chicago, Gil Fimbres, Daniel Pfeifer, Connie Ann Transue, Margie Rodriguez, Steve Valencia and Joe Sweeney.	
7. CONSENT AGENDA A. FINAL PLAT: (S06-217) SANDPEBBLE CONDOMINIUMS, UNITS 1 TO 64, COMMON ELEMENTS AND LIMITED COMMON ELEMENTS "A" TO "C" - MAR24-09-149	<u>DEV. SERVICES</u>
B. FINAL PLAT: (S08-112) "THE FLATS AT JULIAN DREW BLOCK", A CONDOMINIUM CONVERSION PROJECT, CONDOMINIUM UNITS 101 TO 118, 201 TO 220, AND 301 TO 315, COMMON ELEMENTS "1-A" TO "1-C", "1-D" TO "3-D" AND "1-E" TO "2-E" - MAR24-09-150	<u>DEV. SERVICES</u>
C. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR THE HIGHLAND VISTA/CINCO VIA NEIGHBORHOOD REINVESTMENT PROJECT - MAR24-09-148 Resolution No. <u>21244</u>	<u>COMM. SERVICES</u>
D. BOARDS, COMMITTEES AND COMMISSIONS: CREATING THE SILVERBELL ROAD CORRIDOR TASK FORCE - MAR24-09-154 Resolution No. <u>21245</u>	<u>TRANSPORTATION</u>
E. BOARDS, COMMITTEES AND COMMISSIONS: APPOINTMENTS TO THE CITY/COUNTY WATER AND WASTEWATER STUDY OVERSIGHT COMMITTEE - MAR24-09-157 Resolution No. <u>21246</u>	<u>CITY MANAGER</u>

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F. GRANT APPLICATION: TO THE FEDERAL TRANSIT ADMINISTRATION FOR A BUS AND BUS-RELATED FACILITIES GRANT - MAR24-09-158 Resolution No. <u>21248</u>	<u>TRANSPORTATION</u>
G. AGREEMENT: ADDENDUM TO THE SOILS PARTICIPATION AGREEMENT FOR PRELIMINARY INVESTIGATION AT TUCSON INTERNATIONAL AIRPORT - MAR24-09-147 Resolution No. <u>21249</u>	<u>CITY ATTORNEY</u>
H. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE ARTHRITIS FOUNDATION FOR LIFE IMPROVEMENT SERIES CERTIFICATION CLASSES - MAR24-09-160 Resolution No. <u>21250</u>	<u>BUDGET & RESEARCH</u>
I. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE SOUTHSIDE NEIGHBORHOOD ASSOCIATION PRESIDENTIAL PARTNERSHIP FOR A TOWN HALL MEETING - MAR24-09-161 Resolution No. <u>21251</u>	<u>BUDGET & RESEARCH</u>
J. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA DEPARTMENT OF EMERGENCY AND MILITARY AFFAIRS AND PARTICIPATING JURISDICTIONS FOR MUTUAL AID - MAR24-09-159 Resolution No. <u>21252</u>	<u>FIRE</u>
K. REAL PROPERTY: RIGHT OF WAY USE LICENSE WITH NEXTG NETWORKS FOR A WIRELESS ANTENNAE AND FIBER OPTIC FACILITIES - MAR24-09-155 Ordinance No. <u>10645</u>	<u>REAL ESTATE</u>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
L. APPROVAL OF MINUTES - MAR24-09-167	<u>CITY CLERK</u>
N. ZONING: DESIGNATING PREVIOUSLY APPROVED AND UNEXPIRED DEVELOPMENT PLANS AND PLATS AS PROTECTED DEVELOPMENT RIGHT PLANS - MAR24-09-169 Resolution No. <u>21254</u>	<u>DEV. SERVICES</u>
O. DEVELOPMENT AGREEMENT AMENDMENT: WITH 5151 EAST, LLC AND TUCSON RETAIL, LLC FOR DEVELOPMENT OF THE "SINCLAIR" PARCEL AT 36TH STREET AND KINO PARKWAY - MAR24-09-168 Resolution No. <u>21256</u>	<u>CITY ATTORNEY</u>
Council Member Trasoff MOVED and it was duly seconded that Consent Agenda Items A - O, with the exception of Item M, be approved and/or adopted and proper action taken. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).	
M. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY RELATING TO THE TUCSON MODERN STREET CAR PROJECT AND REPEALING RESOLUTION 21181 - MAR24-09-166 Resolution No. <u>21253</u> Council Member Romero MOVED and it was duly seconded that Consent Agenda Items M be approved and/or adopted and proper action taken. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).	<u>TRANSPORTATION</u>

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8. PUBLIC HEARING: RAYTHEON ANNEXATION DISTRICT - MAR24-09-165 Council Member Trasoff MOVED and it was duly seconded to CLOSE the public hearing. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused). Vice-Mayor Uhlich MOVED and it was duly seconded to direct staff to proceed with the Raytheon Annexation District, to include assurances to Local Lodge #933 that their jobs will not be replaced by Tucson Fire. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).	<u>CITY MANAGER</u>
9. PUBLIC HEARING: FEDERAL TRANSIT ADMINISTRATION SECTION 5307 CAPITAL GRANT APPLICATION FOR FEDERAL FISCAL YEAR 2009 - MAR24-09-156 Resolution No. <u>21247</u> Council Member Trasoff MOVED and it was duly seconded to CLOSE the public hearing. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused). Council Member Romero MOVED and it was duly seconded to PASS and ADOPT Resolution No. <u>21247</u>. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).	<u>TRANSPORTATION</u>
10. PUBLIC HEARING: ZONING (C9-00-27) HOUGHTON HOLDING PARTNERSHIP, I-2 TO C 2 (C-1 AUTHORIZED), REACTIVATION, TIME EXTENSION, CHANGE OF CONDITION, AND ORDINANCE ADOPTION - MAR24-09-151 Ordinance No. <u>10641</u>	<u>URBAN PLANNING & DESIGN</u>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
10. PUBLIC HEARING: ZONING (C9-00-27) HOUGHTON HOLDING PARTNERSHIP, I-2 TO C 2 (C-1 AUTHORIZED), REACTIVATION, TIME EXTENSION, CHANGE OF CONDITION, AND ORDINANCE ADOPTION - MAR24-09-151 (continued from previous page) Council Member Trasoff MOVED and it was duly seconded to CLOSE the public hearing. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused). Council Member Scott MOVED and it was duly seconded to PASS and ADOPT. Ordinance No. <u>10641</u>. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).	
11. ZONING: (C9-08-17) CHILDREN'S SUCCESS ACADEMY – BILBY ROAD, R-2 TO C-1, CITY MANAGER'S REPORT - MAR24-09-152 Council Member Scott MOVED and it was duly seconded to AUTHORIZE the request for rezoning as recommended by the Zoning Examiner. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).	<u>URBAN PLANNING & DESIGN</u>
12. ZONING: (SE-08-34) AT&T – CAMPBELL AVENUE, C 1 ZONING, SPECIAL EXCEPTION LAND USE, CITY MANAGER'S REPORT, DIRECT ORDINANCE ADOPTION - MAR24-09-153 Ordinance No. <u>10646</u> Vice-Mayor Uhlich MOVED and it was duly seconded to APPROVE the request as recommended by the Zoning Examiner and PASS and ADOPT Ordinance No. <u>10646</u>. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).	<u>URBAN PLANNING & DESIGN</u>

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13. WATER: ADOPTING TUCSON WATER'S FINANCIAL PLAN FOR FISCAL YEARS 2009 THROUGH 2014 - MAR24-09-170 Resolution No. <u>21255</u> Council Member Trasoff MOVED and it was duly seconded to PASS and ADOPT Resolution No. <u>21255</u>. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).).	<u>WATER</u>
14. WATER: ADOPTION OF THE WATER SYSTEM EQUITY FEE - MAR24-09-162 Ordinance No. <u>10644</u> Council Member Scott MOVED and it was duly seconded to PASS and ADOPT Ordinance No. <u>10644</u>. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).	<u>WATER</u>
15. WATER: ADOPTION OF THE CAP WATER RESOURCE FEE - MAR24-09-163 Ordinance No. <u>10643</u> Vice-Mayor Uhlich MOVED and it was duly seconded to PASS and ADOPT Ordinance No. <u>10643</u>. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).	<u>WATER</u>
16. TUCSON CODE: AMENDING (CHAPTER 15) ADOPTION OF A PLASTIC BAG RECYCLING ORDINANCE - MAR24-09-164 Ordinance No. <u>10642</u> Council Member Trasoff MOVED and it was duly seconded to PASS and ADOPT Ordinance No. <u>10642</u>.	<u>*ENV. SERVICES</u>

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
16. TUCSON CODE: AMENDING (CHAPTER 15) ADOPTION OF A PLASTIC BAG RECYCLING ORDINANCE - MAR24-09-164 (continued from previous page) Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).	
17. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS - MAR24-09-146 Council Member Trasoff MOVED and it was duly seconded to re-appoint Carl Bedford and Koreen Johannessen to the Pima County – City of Tucson Commission on Addiction, Prevention, and Treatment. Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused). * Council Member Scott appointed Kevin Oberg to the Independent Audit & Performance Commission.	<u>CITY CLERK</u>
18. ADJOURNMENT: 6:56 p.m. The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, April 7, 2009, 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.	

*REVISED