

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

MAY 17, 2004

FROM: CITY MANAGER



1. ROLL CALL: 5:37 P.M.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Fred Ronstadt, Council Members Jose J. Ibarra, Carol West, Kathleen Dunbar, Shirley Scott, and Steve Leal, 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 President Gary D. Rasmussen, Tucson Arizona Stake, The Church of Jesus Christ of Latter-Day Saints, after which the Pledge of Allegiance was led by Boy Scout Troop # 102.

PRESENTATIONS

- a. Presentation of awards from the Southern Arizona Branch of the State of Arizona Chapter of the American Public Works Association.
- b. Proclamation – Proclaiming May 16 through 22 to be Public Works Week

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – MAY17-04-237	
a. Council Member West announced that today is Norwegian Independence Day.	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS
MAY17-04-238

City Manager, James Keene, announced:

- a. Susan H. Hildreth, currently the Director of the San Francisco Public Library, has been selected as the new Director of the Tucson-Pima Public Library (TPPL). She will be joining us on July 19, 2004.
- b. The winners of the City Manager's Excellence Awards are:
 - Ambassador Team Award to the Emergency Room Link – Tucson Department of Transportation, General Services and Tucson Fire Department
 - City Manager's Team Excellence Award to Crime Prevention Weed and Seed Program, Tucson Police Department, and
 - City Manager's Individual Excellence Award to Gloria Bojorquez, Parks and Recreation Department.
- c. The League of American Bicylists has kicked off the National Bike Month by honoring Tucson and ten other communities with its prestigious Bicycle-Friendly Community Designation.
- d. The Tucson Greens Committee will be hosting a Golfers Town Hall at 6:30 p.m. on May 20th at the Randolph Golf Complex in the Copper Room. Golf issues will be the topic of discussion.
- e. City departments have received press in two national publications:
 - The June 2004 edition of Popular Mechanics, "Better Way to Re-Start Hearts" featuring the Tucson Fire Department using the new CPR technique developed by Dr. Robert Gerg, and
 - The April 2004 issue of Fire and Arson Investigator has an article on an experiment conducted jointly by the Tucson Police Department and the Tucson Fire Department to help deal with fires caused by flares in police vehicles.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

5. LIQUOR LICENSE APPLICATIONS – MAY17-04-236

C.I. CHU'S MONGOLIAN BARBECUE, CITY # 025-04
SOUTH TUCSON LIONS, CITY # T048-04

Council Member West MOVED, SECONDED by Council Member Scott
to direct staff to forward these applications to the State Liquor Board with
recommendations for approval.

Motion PASSED by a vote of 7 to 0.

CITY CLERK

6. C O N S E N T A G E N D A

A. REAL PROPERTY: VACATION AND SALE OF SURPLUS
PROPERTY ON WEST SPEEDWAY BOULEVARD TO JOHN
D. BUTLER AND RIE K. BUTLER – MAY17-04-234

ORDINANCE NO. 9963

DIR. OF TRANS

B. INTERGOVERNMENTAL AGREEMENT: WITH THE STATE
OF ARIZONA TO UPGRADE THE VEHICLE DETECTION
SYSTEM AT CERTAIN INTERSECTIONS ON AJO WAY –
MAY17-04-239

RESOLUTION NO. 19829

DIR. OF TRANS

C. TUCSON CODE: AMENDING (CHAPTER 20) UPDATING
CITY TRAFFIC ORDINANCES – MAY17-04-240

ORDINANCE NO. 9964

ORDINANCE NO. 9965

ORDINANCE NO. 9966

DIR. OF TRANS

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

Council Member Dunbar 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 7 to 0.

7. CALL TO THE AUDIENCE

- a. Rick Grinnel addressed the Mayor and Council and urged them to look to the future when considering solutions to the budget and suggested better cooperation between the City and County could maximize limited dollars.
- b. Reverend Carol Chandler addressed the Mayor and Council on behalf of funding for social service agencies and urged the Council to fund Jobpath.
- c. Yolanda Herrera urged the Mayor and Council to save Tucson's history and culture by preserving the Talk of the Town building.
- d. Steve Pageau addressed the Mayor and Council regarding the budget and asked that they do what is necessary to invest in our community.
- e. Michael Toney addressed the Mayor and Council regarding the destruction of Hohokam ruins near Picacho and continued to express his ideas on the relationship of science and Native American culture.
- f. Gretchen Luik addressed the Mayor and Council in support of preserving the Talk of the Town building.
- g. Winston Watson addressed the Mayor and Council in support of preserving the Talk of the Town building.
- h. Roy Martin addressed the Mayor and Council in support of preserving the Talk of the Town building.
- i. Sara Wisdom addressed the Mayor and Council in support of preserving the Talk of the Town building.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

8. PUBLIC HEARING: TUCSON CODE – AMENDING (CHAPTER 23) OF THE *LAND USE CODE (LUC)*; DEVELOPMENT COMPLIANCE REVIEW CODES; THE WATERCOURSE AMENITIES, SAFETY AND HABITAT REGULATIONS; AND THE DEVELOPMENT STANDARDS – MAY17-04-241

ORDINANCE NO. 9967

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

Motion PASSED by a vote of 7 to 0.

Council Member Scott MOVED, SECONDED by Council Member Dunbar to pass and adopt Ordinance No. 9967.

Motion PASSED by a vote of 7 to 0.

Council Member Leal requested staff provide information on the issue surrounding notification of Homeowners' Associations.

Council Member West requested staff provide by memorandum a 6-month update of how these changes are working.

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SERVICES

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RESOURCES AND
URBAN PLANNING
are responsible
DIR. OF URBAN PLANNING
Is responsible

9. MAGISTRATES: APPOINTMENT OF CITY MAGISTRATES – MAY17-04-242

ORDINANCE NO. 9968

ORDINANCE NO. 9969

Council Member Leal MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 9968 relating to City Magistrates; appointing Eugene H. Hays as City Magistrate of the City of Tucson; fixing compensation and declaring an emergency.

Motion PASSED by a vote of 7 to 0.

CITY COURT

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

9. MAGISTRATES: APPOINTMENT OF CITY MAGISTRATES – MAY17-04-242 (Cont'd from previous page)

Council Member Leal MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 9969 relating to City Magistrates; appointing Nikki Ann Chayet as City Magistrate of the City of Tucson; fixing compensation and declaring an emergency.

Motion PASSED by a vote of 7 to 0.

10. MAGISTRATES: APPOINTMENT OF LIMITED SPECIAL CITY MAGISTRATES – MAY17-04-243

ORDINANCE NO. 9970

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Dunbar to pass and adopt Ordinance No. 9970 relating to City Magistrates; appointing Karen Maish-Leavitt Limited Special City Magistrate of the City of Tucson; fixing compensation; and declaring an emergency.

Motion PASSED by a vote of 7 to 0.

CITY COURT

11. MAGISTRATES: APPOINTMENT OF SPECIAL CITY MAGISTRATES AND SELECTION PROCESS FOR TUCSON CITY COURT SPECIAL MAGISTRATES – MAY17-04-244

ORDINANCE NO. 9973

ORDINANCE NO. 9974

Council Member Ibarra MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 9973 relating to City Court; amending the Tucson Code Chapter VIII City Court, Article I in General, Section 8-2.2 Appointment of Special Magistrates, Terms of Office, Compensation, Powers, Duties, Qualifications; and declaring an emergency. This Ordinance was amended to include the word “Court” after the word Superior in section 1 (a).

Motion PASSED by a vote of 7 to 0.

CITY COURT

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

11. MAGISTRATES: APPOINTMENT OF SPECIAL CITY
MAGISTRATES AND SELECTION PROCESS FOR TUCSON CITY
COURT SPECIAL MAGISTRATES – MAY17-04-244 (Cont'd from
previous page)

Council Member Ibarra MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 9974 relating to City Magistrates; appointing Stacey Hayes, Paul Julien, Stellisa Scott, Wendy Ann Hernandez, Stephen T. Portell, and Clinton Ray Stinson as Special City Magistrates to serve upon call by the Chief Executive Officer of the Court; fixing compensation and declaring an emergency.

Motion PASSED by a vote of 7 to 0.

12. TUCSON CODE: AMENDING (CHAPTER 8) PROVIDING FOR THE
APPOINTMENT OF JUSTICES OF THE PEACE AS SPECIAL CITY
MAGISTRATES TO PERFORM WEEKEND ARRAIGNMENTS AND
INITIAL APPEARANCES – MAY17-04-245

ORDINANCE NO. 9971

Council Member West MOVED, SECONDED by Council Member Leal to pass and adopt Ordinance No. 9971 relating to City Court; amending the Tucson Code, Chapter VIII City Court, Article I in General by adding a new Section 8-2.5 Justices of the Peace, Initial Appearances and Weekend Arraignments; and declaring an emergency.

Motion PASSED by a vote of 7 to 0.

CITY COURT

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>13. CITY COURT: APPOINTMENT OF JUSTICES OF THE PEACE AS SPECIAL CITY MAGISTRATES TO PERFORM WEEKEND ARRAIGNMENTS AND INITIAL APPEARANCES – MAY17-04-246</p> <p>ORDINANCE NO. 9972</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 9972 relating to City Court; appointing Pima County Justices of the Peace to act as Special City Magistrates for purposes of initial appearances and weekend arraignments; and declaring an emergency.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY COURT</u></p>
<p>14. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – MAY17-04-235</p> <p>Council Member Scot MOVED, SECONDED by Council Member Leal to appoint Paula Smith (Landscape Contractor), Harold Hummer (Horticulturist/Arborist) and Irene Ogata (Landscape Architect/Planner) to the Landscape Advisory Committee.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>
<p>15. MEMORANDUM OF UNDERSTANDING: BETWEEN THE MAYOR AND THE CHAIRPERSON OF THE PIMA COUNTY BOARD OF SUPERVISORS REGARDING 1997 TRANSPORTATION BOND PROJECTS WITHIN THE CITY LIMITS – MAY17-04-247</p> <p>RESOLUTION NO. 19830</p> <p>Council Member Leal MOVED, SECONDED by Council Member Ibarra to continue this item one week, to the meeting of May 24, 2004.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF TRANS</u></p> <p><u>AGENDA COMMITTEE</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

16. ADJOURNMENT: 7:03 P.M.

The next regularly scheduled meeting of the Mayor and Council will be held on Monday, May 24, 2004, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.