

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

NOVEMBER 25, 2002

FROM: CITY MANAGER



1. ROLL CALL: 7:38 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 Father David Richardson, St. Philip's in the Hills Episcopal Church, after which the Pledge of Allegiance was presented by the entire assembly.

PRESENTATIONS:

- a. Presentation of the Arizona Educational Foundation's 2003 Teacher of the Year plaque to Rich Mayorga, from Sunnyside High School.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – NOV25-02-718</p> <ul style="list-style-type: none">A. Vice-Mayor West announced that Catalina Methodist Church expressed gratitude to the Tucson Fire Department for their exceptional response last Monday evening.B. Council Member Dunbar announced that the Small Business Commission will hold their next meeting at the Ward 3 Council Office tomorrow at 4:00 p.m. They will be discussing the proposed "Use Tax".	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS
NOV25-02-719

City Manager, James Keene, announced:

- a. The Sun Tran shuttle will transport people to and from the University of Arizona vs. Arizona State football game this Friday.
- b. Sun Tran will operate on a Sunday schedule on Thursday (Thanksgiving) and for the 13th will participate in providing bus passes to transport people to St. Demetrious Church for Thanksgiving dinner.
- c. A re-cap on the "bio-terrorism" drill and commend Tucson Fire Department for all their efforts.
- d. Several energy awards recognizing accomplishments of the Department of Operations: (1) City of Tucson / Tucson Electric Power Solar Electric Power Association Awards – Sustainable Practice and (2) three awards for energy projects from the Governor's Office.
- e. A re-cap on the digital conference Re: Public.
- f. The 2002 digital City survey results rank Tucson #6 in how cities use technology to improve service to citizens.

5. CALL TO THE AUDIENCE

- a. D'herrera Tapia encouraged the Mayor and Council to allow after-hours in restaurants. Mayor Walkup noted the Mayor and Council scheduled this item for discussion on December 16, 2002.
- b. Ray Figueroa addressed the Mayor and Council and noted a concern with limits placed on AFSCME attending internal staff meetings.
- c. Linda Bohlke addressed the Mayor and Council and noted a concern with City communication procedures and perceptions of anti-union activities.
- d. James Modiset addressed the Mayor and Council and noted a concern with the hiring of the Communications Director and not allowing AFSCME representatives at internal staff meetings.
- e. Richard Cook addressed the Mayor and Council and noted a concern with the hiring of the Communications Director and not allowing AFSCME representatives at internal staff meetings.
- f. Bill Katzel addressed the Mayor and Council in support of establishing Christopher Columbus Park as a Regional Park and not a Sports Park.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

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

*****ITEM “F” WAS DELETED FROM THE CONSENT AGENDA

- A. ASSURANCE AGREEMENT: (S01-035) WAREHOUSE-
OFFICE BUILDING MAJESTIC BUSINESS PARK, LOTS 1
TO 4 – NOV25-02-711

RESOLUTION NO. 19429

DIR. OF DEV.
SERVICES

- B. ASSURANCE AGREEMENT: (S01-035) WAREHOUSE –
OFFICE BUILDING MAJESTIC BUSINESS PARK, LOT 5 –
NOV25-02-712

RESOLUTION NO. 19430

DIR. OF DEV.
SERVICES

- C. ASSURANCE AGREEMENT: (S01-035) WAREHOUSE –
OFFICE BUILDING MAJESTIC BUSINESS PARK, LOT 6 –
NOV25-02-713

RESOLUTION NO. 19431

DIR. OF DEV.
SERVICES

- D. FINAL PLAT: (S01-035) WAREHOUSE – OFFICE
BUILDING MAJESTIC BUSINESS PARK, LOTS 1 TO 6 –
NOV25-02-709

DIR. OF DEV.
SERVICES

- E. GRANT AGREEMENT: WITH THE ARIZONA
DEPARTMENT OF PUBLIC SAFETY FOR A DNA
BACKLOG REDUCTION PROGRAM – NOV25-02-714

RESOLUTION NO. 19432

POLICE CHIEF

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>G. FINANCE: CONTINGENCY FUND TRANSFER FOR SANTA ROSA TEEN LIFE SKILLS WORKSHOP – NOV25-02-721</p> <p>RESOLUTION NO. 19434</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>H. TUCSON CODE: AMENDING (CHAPTER 6) AUTHORIZING CONTINUED USE OF PIMA COUNTY TECHNICAL CODES FOR PROJECTS ANNEXED INTO THE CITY OF TUCSON WHILE BEING REVIEWED BY PIMA COUNTY – NOV25-02-724</p> <p>ORDINANCE NO. 9792</p>	<p><u>COMP. PLANNING TASK FORCE</u></p>
<p>I. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT AMENDMENT: WITH STARR PASS RESORT LIMITED LIABILITY CO. IN THE PROPOSED STARR PASS ANNEXATION DISTRICT – NOV25-02-723</p> <p>RESOLUTION NO. 19436</p>	<p><u>COMP. PLANNING TASK FORCE</u></p>
<p>Council Member Ronstadt MOVED, SECONDED by Council Member Leal that items on the Consent Agenda (Except “F”) be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>F. FINANCE: SALE OF JUNIOR LIEN HIGHWAY REVENUE BONDS, SERIES 2002 (CONT'D FROM MEETING OF NOVEMBER 18, 2002) – NOV25-02-710</p> <p>This item was continued to December 9, 2002 at the request of staff.</p>	<p><u>DIR. OF FINANCE AGENDA COMMITTEE</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>7. LIQUOR LICENSE APPLICATIONS – NOV25-02-717</p> <p>PAPPY’S GRILL @ GHOST RANCH LODGE, CITY # 076-02</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor West 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 7 to 0.</p>	<p><u>CITY CLERK</u></p>
<p>8. PARKS AND RECREATION: AGREEMENT WITH TUCSON RODEO COMMITTEE FOR FACILITY DEVELOPMENT – NOV25-02-715</p> <p>RESOLUTION NO. 19433</p> <p>Council Member Leal MOVED, SECONDED by Council Member Ronstadt to pass and adopt Resolution No. 19433.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PARKS AND RECREATION</u></p>
<p>9. MEMORANDUM OF UNDERSTANDING: WITH PIMA COUNTY FOR CONSERVATION PLANNING – NOV25-02-708</p> <p>RESOLUTION NO. 19435</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Ronstadt to pass and adopt Resolution No. 19435.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PARKS AND RECREATION</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

10. PUBLIC HEARING: CASE NATURAL RESOURCES PARK; BOND FUNDING CLARIFICATION (CONT'D FROM MEETING OF OCTOBER 28, 2002) - NOV25-02-726

DIR.OF PARKS
AND RECREATION

RESOLUTION NO. 19410

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

Motion PASSED by a vote of 7 to 0.

Vice-Mayor West MOVED, SECONDED by Council Member Ronstadt to pass and adopt Resolution No. 19410; reaffirm the 1998 action by Mayor and Council, and request the \$4.7 million be removed from the Parks and Recreation CIP earmarked for the northeast portion of the park.

NOTE: The \$4.7 million is UNFUNDED in the current CIP.

Council Member Ibarra offered a substitute motion seconded by Council Member Scott to (1) immediately preserve all the land in Case Natural Resources Park in its natural state (2) direct staff from Parks and Recreation to develop a new Master Plan, and (3) remove the \$4.1 million in funding from the CIP and reallocate those funds to other projects within Wards 2 and 4.

Substitute motion FAILED by a vote of 3 to 4 (Mayor Walkup, Vice-Mayor West, Council Members Dunbar and Ronstadt dissenting).

Main motion PASSED by a vote of 4 to 3 (Council Members Ibarra, Scott and Leal dissenting).

On a second roll call vote for the sole and separate purpose of amending the Resolution to include the emergency clause, the vote was 7 to 0.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

11. PUBLIC HEARING: SOUTH 12TH AVENUE, VALENCIA ROAD TO DREXEL ROAD DISTRICT PAVING IMPROVEMENT (CONT'D FROM MEETING OF NOVEMBER 18, 2002) – NOV25-02-725

RESOLUTION NO. 19409

Council Member Ronstadt MOVED, SECONDED by Council Member Leal to close the public hearing.

Motion PASSED by a vote of 7 to 0.

Council Member Ibarra MOVED, SECONDED by Council Leal to pass and adopt Resolution NO. 19409.

Motion PASSED by a vote of 7 to 0.

DIR. OF TRANS

12. PUBLIC HEARING: (C9-85-79) AGM CONTAINER – FORT LOWELL ROAD, P-1, CHANGE OF CONDITIONS AND ORDINANCE ADOPTION – NOV25-02-716

ORDINANCE NO. 9791

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

Motion PASSED by a vote of 7 to 0.

DIR. OF DEV.
SERVICES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

12. PUBLIC HEARING: (C9-85-79) AGM CONTAINER – FORT LOWELL ROAD, P-1, CHANGE OF CONDITIONS AND ORDINANCE ADOPTION – NOV25-02-716 (CONT'D)

Council Member Dunbar MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 9791 with changes to the following conditions:

- 1a. A drainage report or drainage statement as needed.
- 1d. A five foot masonry wall and trees that will grow to a height of 15 feet at maturity along the south and west property lines, except along the south property line of lot 5, which will have a 6-foot masonry wall and landscaping as shown; drought resistant vegetation along the outside of the west wall along Palo Verde Avenue.
- 9. Hours of operation of loading zone shall be limited to between 7 a.m. and 9 p.m. Monday through Friday, and 9 a.m. to 9 p.m. on Saturday. General hours of operation are between 6 a.m. and 9 p.m. Monday through Friday, and 9 a.m. to 9 p.m. on Saturday.
- 16&17 Insert the word “new” after “Any” at the beginning of each statement.

Motion PASSED by a vote of 7 to 0.

13. PUBLIC HEARING: *CATALINA FOOTHILLS SUBREGIONAL PLAN* AMENDMENT, MAP DETAIL #4, THORNYDALE – COMMERCIAL (COMPONENT OF MAP DETAIL #4, I-10-RILLITO) – NOV25-02-722

RESOLUTION NO. 19437

Council Member Ibarra MOVED, SECONDED by Council Member Scott to close the public hearing.

Motion PASSED by a vote of 7 to 0.

Council Member Ibarra MOVED, SECONDED by Council Member Dunbar to pass and adopt Resolution No. 19437.

Motion PASSED by a vote of 7 to 0.

COMP. PLANNING
TASK FORCE

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

14. BOARDS, COMMISSIONS AND COMMITTEES – NOV25-02-720

CITY CLERK

Council Member Leal MOVED, SECONDED by Council Member Scott that Mayor and Council:

appoint James Bohlman (Dunbar/Springs Neighborhood Association) to the Barraza/Aviation Parkway – Downtown, Citizen Advisory Committee;

appoint C. Jason Bill and Steven Delgado to the Citizens' Water Advisory Committee; and

appoint Dr. Carol Maywood (Resident) and Robert Brisley (Resident) to the Fort Lowell Historic Zone Advisory Board.

Motion PASSED by a vote of 7 to 0.

15. CALL TO THE AUDIENCE

- a. Richard Cook addressed the Mayor and Council and submitted a letter sent by City Management to unions and invited the City lobbyist to work with the unions to preserve State Shared Revenues.
- b. James Modiset addressed the Mayor and Council and noted a concern with how tax dollars are being spent.
- c. Bill Katzel completed his presentation to the Mayor and Council regarding Christopher Columbus Park.

16. ADJOURNMENT: 10:37 P.M.

The next regularly scheduled meeting of the Mayor and Council will be held on Monday, December 2, 2002, at 2:00 p.m. in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.