

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

NOVEMBER 8, 2004

FROM: CITY MANAGER



1. ROLL CALL: 5:42 P.M.

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

ABSENT/EXCUSED: Council Member Steve Leal

STAFF MEMBERS: James Keene, City Manager
Mike Letcher, Deputy City Manager
Mike Rankin, City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Senior Pastor Lupe Rodriguez, Agape Christian Fellowship, after which the Pledge of Allegiance was presented by the entire assembly.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – NOV8-04-631	
a. Council Member West commented on today's future agenda request made by Mayor Walkup asking the Neighborhoods Subcommittee to study the issue of "Desert Mistletoe". Council Member West believes this issue should be sent to the Landscape Advisory Committee for review. Council Member West also announced that there will be a celebration to honor the artists that created the 9-11 / Red Cross piece currently on display in her office. The celebration will be at 5:00 p.m., Tuesday November 9 th at the Ward 2 Office. b. Vice-Mayor Ronstadt announced the Ward 6 booth at the Tucson Firefighters' Chili Cook-Off was awarded 1 st place; special recognition goes to chef Michael Guymon, Ward 6 Chief of Staff.	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – NOV8-04-631 (cont'd from previous page)

- c. At this time, Council Member Dunbar presented Vice-Mayor Ronstadt with a special recognition award from Ward 3 congratulating Ward 6 on their victory.

4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS NOV8-04-632

City Manager, James Keene, announced that the Tucson Zoological Society and Reid Park Zoo have recently received the prestigious Kresge Foundation Green Building Planning Grant in the amount of \$94,000.

5. LIQUOR LICENSE APPLICATIONS – NOV8-04-623

CLAIM JUMPER RESTAURANT, CITY # 077-04
FRYS FOOD & DRUG #90, CITY # 073-04
TUCSON COMMUNITY SCHOOL, INC., CITY # T097-04

Council Member Dunbar MOVED, SECONDED by Council Member Scott that staff be directed to forward these applications to the State Liquor Board with recommendations for approval.

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

CITY CLERK

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

- A. INTERGOVERNMENTAL AGREEMENT AMENDMENT:
* WITH PIMA COUNTY FOR FISCAL YEAR 2005 JOINT FUNDING OF THE TUCSON-PIMA COUNTY HISTORICAL COMMISSION – NOV8-04-627

RESOLUTION NO. 19968

* **REVISION**

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>B. GRANT APPLICATION: FOR FEDERAL BROWNFIELDS FUNDS TO THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY – NOV8-04-624</p> <p>RESOLUTION NO. 19967</p>	<p><u>DIR. OF ENVIRONMENTAL SERVICES</u></p>
<p>C. REAL PROPERTY: ACCEPTANCE OF A LEASE TERMINATION AGREEMENT FOR PROPERTY LOCATED AT THE HISTORIC DEPOT AT 400 NORTH TOOLE AVENUE – NOV8-04-626</p> <p>ORDINANCE NO. 10079</p>	<p><u>DIR. OF GENERAL SERVICES</u></p>
<p>D. AGREEMENT: FACILITIES DEVELOPMENT AGREEMENT WITH THE TANQUE VERDE GIRLS SOFTBALL LEAGUE FOR A SNACKBAR AT UDALL PARK – NOV8-04-628</p> <p>RESOLUTION NO. 19969</p>	<p><u>DIR. OF PARKS AND RECREATION</u></p>
<p>E. TUCSON CODE: AMENDING (CHAPTER 12) TECHNICAL AND ADMINISTRATIVE AMENDMENTS RELATING TO ELECTIONS - NOV8-04-633</p> <p>ORDINANCE NO. 10081</p>	<p><u>CITY CLERK</u></p>
<p>F. REAL PROPERTY: SALE OF EASEMENT TO THE UNIVERISTY OF ARIZONA FOR AN ELECTRIC TRANSMISSION DUCT BANK – NOV8-04-625</p> <p>ORDINANCE NO. 10083</p>	<p><u>DIR. OF GENERAL SERVICES</u></p>

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 6 to 0 (Council Member Leal absent/excused).

7. CALL TO THE AUDIENCE

- a. Michael Toney provided comments to the Mayor and Council on: (1) the design of the Science Center and (2) safety concerns at Ronstadt Transit Center.
- b. Ray Figueroa noted that the resignation of James Keene is a loss for the City and urged the Mayor and Council to keep the process to replace him open.
- c. Servant Bishop Chicago brought a message of peace to the Mayor and Council.
- d. Joyce Smith addressed the Mayor and Council regarding alleged police brutality at a peaceful demonstration.
- e. Phoenix Wheeler addressed the Mayor and Council with a concern that our police department is too aggressive.
- f. Elder John shared his message of peace with the Mayor and Council.
- g. Keith McHenry urged the Mayor and Council to ban the use of “less-than-lethal” weapons and asked for their support of 1st amendment rights.
- h. Walt Staton expressed a concern to the Mayor and Council regarding alleged police brutality.
- i. Gretchen Nielson addressed the Mayor and Council with a concern that our police department is too aggressive.
- j. Swaneagle Harijon addressed the Mayor and Council regarding alleged police brutality.
- k. Mike Sousa addressed the Mayor and Council regarding alleged police brutality at a peaceful demonstration.
- l. Adelene Sampson addressed the Mayor and Council regarding alleged police brutality at a peaceful demonstration.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

8. PUBLIC HEARING: LOS REALES NUMBER TWO ANNEXATION DISTRICT – NOV8-04-630

This item was continued to November 15, 2004 as requested by staff.

DIR. OF ENV.
SERVICES
AGENDA COMMITTEE

9. ZONING: (C9-99-25) CHICAGO TITLE AND TRUST NO. 12151 – ALVERNON WAY I-1 TO R-1, ORDINANCE ADOPTION – NOV8-04-629

ORDINANCE NO. 10084

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 10084 with the following amendment as read into the record by Director of Development Services, Ernie Duarte:

Condition 24 deleted.

Condition 25 becomes 24 and reads “Development in the area of the Earp Wash, including compliance with Conditions 1(c) and (d), 3, 5, 6, 9 and 21 shall be subject to approval for conformance with WASH regulations prior to final plat approval”.

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

DIR. OF DEV.
SERVICES

10. ZONING: (C8-96-01) TACK ROOM – SABINO CANYON ROAD, C-1 ZONING, CHANGE OF CONDITIONS AND ORDINANCE ADOPTION (CONT'D FROM MEETING OF OCTOBER 25, 2004) – NOV8-04-621

ORDINANCE NO. 10068

Council Member West MOVED, SECONDED by Council Member Dunbar to pass and adopt Ordinance No. 10068.

Motion PASSED by a vote of 5 to 1 (Council Member Ibarra dissenting, Council Member Leal absent/excused).

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SERVICES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

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11. ZONING: (C9-03-24) ABRAMS/ACEDO – FOURTH STREET, R-1 AND R-2 TO R-2, CITY MANAGER’S REPORT (CONT’D FROM MEETING OF NOVEMBER 1, 2004) – NOV8-04-620

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Dunbar to approve the rezoning request as recommended by the Zoning Examiner and with condition # 4 amended as read into the record.

Motion PASSED by a vote of 5 to 1 (Council Member Ibarra dissenting, Council Member Leal absent/excused).

DIR. OF DEV.
SERVICES

12. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – NOV8-04-622

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Scott to:

reappoint Alan Jim, Rose Chaboya Balboa, Angela Guida, William Anderson, Raj Kohli, W. Mark Clark, Melody Flores, Ricardo Jasso and Don Jorgensen to the Pima County/City of Tucson Commission on Addiction, Prevention and Treatment;

ratify the appointments of Nan Lagermann and Gypsy Barker Lyle to the Pima County/Tucson Women’s Commission; and

approve the personal appointments to the Citizens Advisory Committee regarding the City Manager Recruitment Process as follows:

- Mayor Walkup – Dr. Charles Ford, Armando Rios, Don Bourn
- Ward 1 – Rosemary Marquez, Jesus Castro
- Ward 2 – Eve Thorburn, Dr. Anna Jolivet
- Ward 3 – Britton Dornquast, Kevin Daily
- Ward 4 – Art Eckstrom, Frank Thomson
- Ward 5 – Sylvia Campoy, Tom Castillo
- Ward 6 – Mary R. Zulli, Roger Hartley

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

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

13. ADJOURNMENT: 6:31 P.M.

The next regularly scheduled meeting of the Mayor and Council will be held on Monday, November 15, 2004 at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.
