

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

OCTOBER 11, 2004

FROM: CITY MANAGER



1. ROLL CALL: 5:35 P.M.

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

ABSENT/EXCUSED: Council Member Kathleen Dunbar

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

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Joe Chan, Tucson Chinese Baptist Church, after which the Pledge of Allegiance was presented by the entire assembly.

PRESENTATIONS:

- a. Proclamation – Proclaiming October to be Disability Awareness Month.
- b. Proclamation – Proclaiming the week of October 11, 2004 to be Minority Enterprise Development Week.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<ol style="list-style-type: none">3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – OCT11-04-563<ol style="list-style-type: none">a. Council Member West announced there will be a “Landfill Tour” on Saturday, October 23rd at 8:15 a.m. Call 791-4687 for details. Also, there is a very special art exhibit on display for the month of October at Eastside City Hall (7575 E. Speedway, Monday through Friday, 8:00 a.m. to 5:00 p.m.). The Tucson Art Center Design College created this display as a meaningful remembrance to commemorate 9/11 and the Red Cross’ contributions during the 9/11 tragedy.	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS
OCT11-04-564

City Manager, James Keene, announced:

- a. City Clerk employee Ceci Sotomayor will be recognized this Friday at the LULAC Luncheon with the 2004 FBI Community Service Award.
- b. Commemorative Rio Nuevo Placemats are now available and being used by several downtown restaurants.

LIQUOR LICENSE APPLICATIONS – OCT11-04-555

CATALINA MART, CITY # 065-04
58 DEGREES & HOLDING COMPANY, CITY # 061-04
TUCSON BLUES SOCIETY INC., CITY # T085-04
VIETNAM VETERANS OF AMERICA TUCSON CHAPTER # 106
CITY # T088-04
THE JUNIOR LEAGUE OF TUCSON, INC., CITY # T089-04
ROADRUNNER CIVITAN CLUB, CITY # T090-04
METROPOLITAN TUCSON CONVENTION & VISITORS
BUREAU/ TUCSON FILM OFFICE, CITY # T093-04

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

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

O.K. CORRAL, CITY # 062-04

Council Member West MOVED, SECONDED by Vice-Mayor Ronstadt to direct staff to forward this application to the State Liquor Board with a recommendation for approval.

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

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

5. LIQUOR LICENSE APPLICATIONS – OCT11-04-555 (Cont'd from previous page)

TRIDENT, CITY # 063-04

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.

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

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

- A. WARD REDISTRICTING: EXTENDING THE TERM OF OFFICE FOR THE MEMBERS OF THE 2004 REDISTRICTING ADVISORY COMMITTEE – OCT11-04-560

RESOLUTION NO. 19950

CITY CLERK

- B. TUCSON FIRE: APPROVING CONSTRUCTION OF THE FIREFIGHTERS MEMORIAL ADJACENT TO FIRE STATION 6 – OCT11-04-556

RESOLUTION NO. 19951

FIRE CHIEF

- C. REAL PROPERTY: GRANTING OF RIGHT-OF-WAY EASEMENTS LOCATED NEAR SILVERBELL ROAD AT BLANCO AND BRAWLEY WASHES TO PIMA COUNTY – OCT11-04-557

ORDINANCE NO. 10056

DIR. OF GENERAL SERVICES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>D. REAL PROPERTY: ACQUISITION OF PROPERTY FOR A MAINTENANCE SHOP CONNECTING TO THE PENNINGTON STREET PARKING GARAGE – OCT11-04-558</p> <p>RESOLUTION NO. 19952</p>	<p><u>DIR. OF GENERAL SERVICES</u></p>
<p>E. TUCSON CODE: AMENDING (CHAPTER 10 AND 22) UPDATING EMPLOYMENT STATUS DEFINITIONS TO ALIGN WITH THE CIVIL SERVICE RULES AND REGULATIONS – OCT11-04-559</p> <p>ORDINANCE NO. 10057</p> <p>(NOTE: Delete Section # 9, renumber Sections #10 and #11 to Sections # 9 and # 10, respectively)</p>	<p><u>DIR. OF HUMAN RESOURCES</u></p>
<p>F. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE BRAVO PARK LANE NEIGHBORHOOD REINVESTMENT PROJECT – OCT11-04-562</p> <p>RESOLUTION NO. 19953</p>	<p><u>DIR. OF NEIGH. RESOURCES</u></p>
<p>G. REAL PROPERTY: CONVEYANCE OF SURPLUS PROPERTY IN THE WEST OCHOA NEIGHBORHOOD TO CHICANOS POR LA CAUSA – OCT11-04-561</p> <p>ORDINANCE NO. 10058</p>	<p><u>DIR. OF COMM. SERVICES</u></p>
<p>H. TUCSON CODE: AMENDING (CHAPTER 22) RELATING TO EMPLOYEES OF THE CITY OF TUCSON – MEDICAL INSURANCE INCENTIVE ALLOWANCE – OCT11-04-553</p> <p>ORDINANCE NO. 10059</p>	<p><u>DIR. OF FINANCE</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>I. INTERGOVERNMENTAL AGREEMENT: WITH THE CITY OF PHOENIX AND ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE ARIZONA UNIFIED CERTIFICATION PROGRAM – OCT11-04-568</p> <p>RESOLUTION NO. 19954</p>	<p><u>EQUAL EMPLOYMENT OFFICE</u></p>
<p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor Ronstadt that items on the Consent Agenda be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Dunbar absent/excused).</p>	
<p>7. CALL TO THE AUDIENCE</p> <p>a. Michael Toney addressed the Mayor and Council with comments on the University of Arizona Science Center.</p> <p>b. Lee Ewing addressed the Mayor and Council in support of Proposition 200.</p> <p>c. Sue Vos addressed the Mayor and Council in support of Proposition 200.</p> <p>d. Russ Dove addressed the Mayor and Council in support of Proposition 200.</p> <p>e. Randy Graf addressed the Mayor and Council in support of Proposition 200.</p> <p>f. Walter Hessner addressed the Mayor and Council in support of Proposition 200.</p> <p>g. Laura Leighton addressed the Mayor and Council in support of Proposition 200.</p> <p>h. Wes Bramhall addressed the Mayor and Council in support of Proposition 200.</p> <p>i. Alfred Rumberg addressed the Mayor and Council in support of Proposition 200.</p>	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

8. ZONING: (C9-03-01) WPI KOLB AND I-10 LLC – KOLB ROAD,
RX-1 TO R-1, ORDINANCE ADOPTION – OCT11-04-565

ORDINANCE NO. 10060

Council Member Scott MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 10060 relating to zoning; amending zoning district boundaries in the area located on the south side of Voyager Road, between the Kolb and Pantano Road alignments in Case C9-03-01.

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

DIR. OF DEV.
SERVICES

9. MAYOR AND COUNCIL: STATEMENTS OF INDIVIDUAL
POSITION REGARDING PROPOSITIONS 102 AND 200 – OCT11-
04-567

Council Member West noted her support of Proposition 102 and opposition to Proposition 200.

Council Member Ibarra noted his opposition to Proposition 200.

Council Member Leal noted his support of Proposition 102 and opposition to Proposition 200.

Council Member Scott noted her support of Proposition 102 and opposition to Proposition 200.

Mayor Walkup noted his support of Proposition 102 and opposition to Proposition 200.

CITY ATTORNEY

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

10. RECONSIDERATION OF ORDINANCES 10047, 10048, 10049, 10050, 10052, 10055, AND RESOLUTIONS 19947, 19948, AND 19949, ADOPTED OCTOBER 4, 2004, TO ENABLE AN EARLIER EFFECTIVE DATE – OCT11-04-566

ORDINANCE 10047
ORDINANCE 10048
ORDINANCE 10049
ORDINANCE 10050
ORDINANCE 10052
ORDINANCE 10055
RESOLUTION NO. 19947
RESOLUTION NO. 19948
RESOLUTION NO. 19949

Council Member Ibarra MOVED, SECONDED by Council Member Scott to reconsider Ordinances 10047, 10048, 10049, 10050, 10052, 10055, and Resolutions 19947, 19948, and 19949, adopted October 4, 2004, to enable an earlier effective date.

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

Council Member Ibarra MOVED, SECONDED by Council Member Scott to pass and adopt Ordinances 10047, 10048, 10049, 10050, 10052, 10055, and Resolutions 19947, 19948, and 19949

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

CITY CLERK

11. TUCSON CODE: AMENDING (CHAPTER 8) RELATING TO THE CITY MAGISTRATE APPOINTMENT PROCESS (CONTINUED FROM MEETING OF OCTOBER 4, 2004) – OCT11-04-569

ORDINANCE NO. 10062 (OPTIONS A, B AND C)
ORDINANCE NO. 10063

CITY MANAGER

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

11. TUCSON CODE: AMENDING (CHAPTER 8) RELATING TO THE CITY MAGISTRATE APPOINTMENT PROCESS (CONTINUED FROM MEETING OF OCTOBER 4, 2004) – OCT11-04-569
(Cont'd from previous page)

Council Member Leal MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 10062 (**Option C**), which does not allow the City Magistrates Merit Selection Commission to include a member of Law Enforcement.

Motion PASSED by a vote of 5 to 1 (Vice-Mayor Ronstadt dissenting, Council Member Dunbar absent/excused).

On a separate roll call vote for the sole and separate purpose of amending the Ordinance to include the emergency clause, the vote was 6 to 0 (Council Member Dunbar absent/excused).

Council Member Leal MOVED, SECONDED by Council Member Ibarra to pass and adopt Ordinance No. 10063 with an amendment to Section 2 of the Ordinance to reflect a delay of the effective date to November 1, 2004.

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

12. BOARDS, COMMISSIONS AND COMMITTEES - OCT11-04-554

There were no appointments at this time.

CITY CLERK

13. ADJOURNMENT: 6:42 P.M.

The next regularly scheduled meeting of the Mayor and Council will be held on Monday, October 18, 2004, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.