

MAYOR AND COUNCIL ADMINISTRATIVE ACTION REPORT AND SUMMARY

MAYOR AND COUNCIL - REGULAR MEETING

SEPTEMBER 5, 2000

FROM: CITY MANAGER \_\_\_\_\_

1. ROLL CALL: 2:24 P.M.

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

STAFF MEMBERS: James Keene, City Manager  
Brad Detrick, Deputy City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor John Witkop, Streams in the Desert Lutheran Church, after which the Pledge of Allegiance was presented by the entire assembly.

PRESENTATIONS:

- A. Mayor Walkup presented a Certificate of Appreciation to Clay Brown for heroic efforts in deterring what could have resulted in a tragic situation by rescuing a girl's life.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. <u>C O N S E N T A G E N D A</u></p> <p>*****ITEMS "B", "F", "G", "L", "M", "Q", "T-13", "T-18", AND "T-19" WERE DELETED FROM THE CONSENT AGENDA *****</p> <p>A. FINANCE: CONTINGENCY FUND TRANSFER TO THE EDUCATIONAL ENRICHMENT FOUNDATION FOR SUN TRAN BUS PASSES – SEPT5-00-487</p> <p>RESOLUTION NO. 18696</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>C. ASSURANCE AGREEMENT: RICHMOND AMERICAN HOMES AT RITA RANCH, LOTS 1 THROUGH 154 AND COMMON AREAS “A-1, A-2”, “B-1.1”, B-1.2” AND “B-2 THROUGH “B-6” (S99-051) – SEPT5-00-489</p> <p>RESOLUTION NO. 18697</p>	<p><u>DIR. OF TRANS</u></p>
<p>D. APPROVAL OF MINUTES:           June 19, 2000   June 26, 2000</p>	<p><u>CITY CLERK</u></p>
<p>E. PUBLIC IMPROVEMENT: FLOWING WELLS ROAD, ROGER ROAD TO MIRACLE MILE DISTRICT SIDEWALK IMPROVEMENT – SEPT5-00-491</p> <p>RESOLUTION NO. 18645</p>	<p><u>DIR. OF TRANS</u></p>
<p>H. PLANNING AND ZONING: ADDING GUIDELINES INADVERTENTLY OMITTED IN RESOLUTION NO. 18078 ADOPTED ON OCTOBER 12, 1998, AMENDING THE <i>ALVERNON – BROADWAY AREA PLAN</i> – SEPT5-00-494</p> <p>RESOLUTION NO. 18699</p>	<p><u>DIR. OF PLANNING</u></p>
<p>I. REAL PROPERTY: VACATING PORTIONS OF 9<sup>TH</sup> AVENUE RIGHT-OF-WAY FOR CONSTRUCTION OF FUTURE LOW INCOME HOUSING – SEPT5-00-495</p> <p>ORDINANCE NO. 9449</p>	<p><u>DIR. OF TRANS</u></p>
<p>J. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR THE PROVISION OF JURORS – SEPT5-00-496</p> <p>RESOLUTION NO. 18700</p>	<p><u>CITY COURT</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>K. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE ARIZONA DEPARTMENT OF ECONOMIC SECURITY FOR TITLE XX SOCIAL SERVICES BLOCK GRANT FUNDS FOR FISCAL YEAR 2000-2001 – SEPT5-00- 497</p> <p>RESOLUTION NO. 18701</p>	<p><u>DIR. OF COMM. SERVICES</u></p>
<p>N. INTERGOVERNMENTAL AGREEMENT: WITH THE CITY OF SOUTH TUCSON AND THE RIO NUEVO MULTIPURPOSE FACILITIES DISTRICT SETTING FORTH CERTAIN OBLIGATIONS OF THE PARTIES, AND AMENDING THE ADMINISTRATIVE RULES OF THE DISTRICT – SEPT5-00-501</p> <p>RESOLUTION NO. 18703</p>	<p><u>CITY MANAGER</u></p>
<p>O. INTERGOVERNMENTAL AGREEMENT: WITH THE TUCSON UNIFIED SCHOOL DISTRICT FOR DEVELOPMENT AND MAINTENANCE OF PARKS AND RECREATION FACILITIES AT CORBETT ELEMENTARY SCHOOL – SEPT5-00-503</p> <p>RESOLUTION NO. 18704</p>	<p><u>DIR. OF PARKS &amp; RECREATION</u></p>
<p>P. CABLE COMMUNICATIONS: AMENDMENT TO NON- EXCLUSIVE LICENSE AGREEMENT WITH 360NETWORKS (USA), INC. FOR LONG DISTANCE TELECOMMUNICATIONS FACILITIES IN PUBLIC RIGHTS-OF-WAY – SEPT5-00-505</p> <p>ORDINANCE NO. 9451</p>	<p><u>DIR. OF INFO. TECHNOLOGY</u></p>
<p>R. ATTORNEY: APPOINTMENT OF CITY ATTORNEY – SEPT5-00-512</p> <p>ORDINANCE NO. 9452</p>	<p><u>ALL DEPTS AND OFFICES</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>S. ELECTIONS: CALLING A CHARTER AMENDMENT SPECIAL ELECTION ON NOVEMBER 7, 2000 – SEPT5-00-513</p> <p>ORDINANCE NO. 9453</p>	<p><u>CITY CLERK</u></p>																				
<p>T. LIQUOR LICENSES – SEPT5-00-502</p> <table><tr><td>City No. T069-00</td><td>City No. T078-00</td></tr><tr><td>City No. T077-00</td><td>City No. EP37-00</td></tr><tr><td>City No. T079-00</td><td>City No. EP38-00</td></tr><tr><td>City No. T080-00</td><td>City No. EP40-00</td></tr><tr><td>City No. T081-00</td><td>City No. EP41-00</td></tr><tr><td>City No. T082-00</td><td>City No. 078-00</td></tr><tr><td>City No. T083-00</td><td>City No. 079-00</td></tr><tr><td>City No. T084-00</td><td></td></tr><tr><td>City No. T085-00</td><td></td></tr><tr><td>City No. T086-00</td><td></td></tr></table>	City No. T069-00	City No. T078-00	City No. T077-00	City No. EP37-00	City No. T079-00	City No. EP38-00	City No. T080-00	City No. EP40-00	City No. T081-00	City No. EP41-00	City No. T082-00	City No. 078-00	City No. T083-00	City No. 079-00	City No. T084-00		City No. T085-00		City No. T086-00		<p><u>CITY CLERK</u></p>
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<p>Council Member Scott MOVED, SECONDED by Council Member Ibarra that items on the Consent Agenda (Excepting “B”, “F”, “G”, “L”, “M”, “Q”, “T-13”, “T-18” and “T-19”) 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. REAL PROPERTY: VACATION, EXCHANGE AND ACQUISITION OF RIGHTS-OF-WAY; ROGER ROAD, FROM CAMPBELL AVENUE TO TUCSON BOULEVARD AND JACKSON AVENUE CUL-DE-SAC BY CONDEMNATION – SEPT5-00-492</p> <p>ORDINANCE NO. 9448</p> <p>Vice-Mayor Anderson MOVED, SECONDED by Council Member West that Mayor and Council pass and adopt Ordinance No. 9448 with the direction to staff that the net revenue generated from the sale of public land be earmarked to fund improvements/development of the Northside District Park.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF TRANS</u> <u>DIR. OF BUDGET</u> <u>AND RESEARCH</u></p>																				

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>G. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR CONSTRUCTION OF RIVER ROAD AT FIRST AVENUE TO CAMPBELL AVENUE, AND PETITION FOR ESTABLISHMENT OF RIVER ROAD AS A COUNTY HIGHWAY – SEPT5-00-493</p> <p>RESOLUTION NO. 18698</p> <p>This item was continued indefinitely at the request of Vice-Mayor Anderson.</p>	<p><u>DIR. OF TRANS</u> <u>AGENDA COMMITTEE</u> <u>BENNY YOUNG,</u> <u>ASST. CITY MGR</u></p>
<p>L. PARKS AND RECREATION: INVESTMENT THROUGH CHARITABLE CONTRIBUTIONS TO THE LOS AMIGOS FUND AND FEASIBILITY OF ESTABLISHING A COMMUNITY CREDIT CARD FOR THE CITY OF TUCSON SEPT5-00-499</p> <p>Vice-Mayor Anderson MOVED, SECONDED by Council Member Ronstadt to direct staff to bring this item back as a Study Session discussion either on September 11, 2000 or September 18, 2000.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PARKS</u> <u>&amp; RECREATION</u> <u>AGENDA COMMITTEE</u></p>
<p>M. INTERGOVERNMENTAL AGREEMENTS: WITH PIMA COUNTY THROUGH THE NEIGHBORHOOD REINVESTMENT PROGRAM – SEPT5-00-500</p> <p>RESOLUTION NO. 18702</p> <p>Vice-Mayor Anderson MOVED, SECONDED by Council Member West that Mayor and Council pass and adopt Resolution No. 18702.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY MANAGER</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Q. INTERGOVERNMENTAL AGREEMENT: WITH THE TOWN OF ORO VALLEY FOR THE PROVISION OF FIXED ROUTE BUS SERVICE AND ADA ELIGIBILITY SERVICES – SEPT5-00-506</p> <p>RESOLUTION NO. 18705</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor Anderson that Mayor and Council pass and adopt Resolution No. 18705.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF TRANS</u></p>
<p>T. LIQUOR LICENSES – SEPT5-00-502</p> <p>(13) ROOSTER INN, APPLICANT: ROBERTA C. BELL, 5122 S. NOGALES HWY., TEMPORARY EXTENSION OF PREMISES, CITY NO. EP36-00 WARD 5)</p> <p>Council Member Leal MOVED, SECONDED by Council Member Scott that staff be directed 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>(18) M &amp; K MARKET, APPLICANT: MAQSOOD AHMAD, 2520 N. 15<sup>TH</sup> AVE., PERSON TRANSFER, SERIES 9, CITY NO. 076-00, WARD 3</p> <p>This item was continued for one week at the request of Vice-Mayor Anderson.</p> <p>(19) M &amp; K MARKET, APPLICANT: MAQSOOD AHMAD, 2520 N. 15<sup>TH</sup> AVE., NEW LICENSE, SERIES 10, CITY NO. 077-00, WARD 3</p> <p>This item was continued for one week at the request of Vice-Mayor Anderson.</p>	

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>B. FINAL PLAT: (S99-051) RICHMOND AMERICAN HOMES AT RITA RANCH, LOTS 1 THROUGH 154 AND COMMON AREAS “A-1, A-2”, “B-1.1, B-1.2” AND “B-2” THROUGH “B-6”, A RESIDENTIAL CLUSTER PROJECT SUBDIVISION – SEPT5-00-488</p> <p>Council Member Scott MOVED, SECONDED by Vice-Mayor Anderson that Mayor and Council approve the final plat as presented with the notation that Richmond American Homes agrees to pay their fair share of the cost of a traffic signal at Rita Road and Houghton when the City decides one is warranted, or an equal amount of money shall be placed in escrow until such time.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>4. ZONING: (C9-99-19) GENESSEE – OLD SPANISH TRAIL, SR TO R-1 ORDINANCE ADOPTION – SEPT5-00-498</p> <p>ORDINANCE NO. 9450</p> <p>Council Member Scott MOVED, SECONDED by Vice-Mayor Anderson that Mayor and Council pass and adopt Ordinance No. 9450.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Vice-Mayor Anderson requested staff provide follow-up information detailing how the amount to be placed in an escrow account was calculated (condition #4).</p>	<p><u>DIR. OF PLANNING</u></p>
<p>5. ZONING: (C9-00-04) TUCSON MEDICAL CENTER – HOUGHTON ROAD, SR TO R-1, ZONING EXAMINER’S REPORT (CONT’D FROM THE MEETING OF AUGUST 7, 2000) – SEPT5-00-507</p> <p>Council Member Scott MOVED, SECONDED by Council Member Ibarra to approve the City Manager’s recommendation regarding the rezoning of C9-00-04.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>6. ZONING: (C9-00-16) PULTE HOMES CORPORATION – HARRISON ROAD, SR AND C-1 TO R-2, ZONING EXAMINER’S REPORT – SEPT5-00-508</p> <p>Council Member West MOVED, SECONDED by Council Member Ronstadt to approve the rezoning request of case C9-00-16 to R-1 with the deletion of condition 1-c as requested by the developer.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>7. ZONING: (C9-00-15) DOMINGUEZ – ST. MARY’S ROAD, R-2 TO O-2, ZONING EXAMINER’S REPORT – SEPT5-00-509</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Ronstadt that Mayor and Council approve the rezoning request for C9-00-15.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>8. ZONING: (C9-99-25) CHICAGO TITLE TRUST 12151 – ALVERNON WAY, I-1 TO R-1, ZONING EXAMINER’S REPORT (CONT’D FROM THE MEETING OF AUGUST 7, 2000) – SEPT5-00-511</p> <p>Council Member Leal MOVED, SECONDED by Council Member Scott to continue this item to September 18, 2000 as requested by the applicant.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u></p>
<p>9. PUBLIC HEARING: ZONING (C9-00-12) KEA – GRANT ROAD, C-1 TO C-2, ZONING EXAMINER’S REPORT – SEPT5-00-510</p> <p>Vice-Mayor Anderson MOVED, SECONDED by Council Member Ronstadt that Mayor and Council close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Vice-Mayor Anderson MOVED, SECONDED by Council Member Ibarra to adopt the rezoning of C9-00-12 with conditions 1 through 17 and an additional condition requiring the removal of the existing non-conforming sign.</p>	<p><u>DIR. OF PLANNING</u></p>



AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

9. PUBLIC HEARING: ZONING (C9-00-12) KEA – GRANT ROAD, C-1 TO C-2, ZONING EXAMINER’S REPORT – SEPT5-00-510

Council Member Ronstadt MOVED, SECONDED by Council Member Scott to substitute the motion to approve the rezoning with the conditions listed and no other conditions.

Substitute motion PASSED by a vote of 5 to 2 (Vice-Mayor Anderson and Council Member Ibarra dissenting).

10. PUBLIC HEARING: BINGO LICENSE – CRESCENT MANOR MOBILE HOME PARK, 1150 WEST PRINCE ROAD, CITY NO. 183 SEPT5-00-490

Council Member Scott MOVED, SECONDED by Council Member Ibarra that Mayor and Council close the public hearing.

Motion PASSED by a vote of 7 to 0.

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

Motion PASSED by a vote of 7 to 0.

CITY CLERK

11. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – SEPT5-00-504

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

Andrew Gunning (Advocate – Agency) and Wendy Erica Werden (Business/Real Estate) to the Metropolitan Housing Commission;

Bernard McCaffery (American Legion, Casas Adobes Post #73) to the Veterans’ Affairs Committee; and

George H. McFerron to the Commission on Disability Issues.

Motion PASSED by a vote of 7 to 0.

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>11. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – SEPT5-00-504</p> <p>Council Member Leal announced his personal appointment of Sonny Rickles to the Citizens’ Water Advisory Committee (CWAC).</p>	
<p>12. RESOLUTION OF OPPOSITION: OPPOSING THE CONSTRUCTION AND OPERATION OF A BUS BARN AT 44<sup>TH</sup> STREET AND LA CHOLLA BOULEVARD BY TUCSON UNIFIED SCHOOL DISTRICT NO. 1 – SEPT5-00-514</p> <p>RESOLUTION NO. 18708</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Leal that Mayor and Council pass and adopt Resolution No. 18708 with the deletion of Section 3.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY ATTORNEY</u></p>
<p>13. CALL TO THE AUDIENCE FOR PERSONS DESIRING TO SPEAK</p> <p>None.</p>	
<p>14. ADJOURNMENT: 4:07 P.M.</p> <p>The next regularly scheduled meeting of the Mayor and Council will be held on Monday, September 11, 2000 at 7:30 p.m. in the Mayor and Council Chambers, 255 W. Alameda, Tucson, Arizona.</p>	