

MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY

SEPTEMBER 9, 2002

FROM: CITY MANAGER _____

1. ROLL CALL: 7:33 P.M.

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

ABSENT/EXCUSED: Council Member Steve Leal

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 Pastor Roger Stogsdill, First Brethren Church, after which the Pledge of Allegiance was presented by the entire assembly.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – SEPT9-02-530</p> <p>Vice-Mayor West reported that through Back to Basics, low income programs for emergency repair are now available.</p> <p>Mayor Walkup welcomed the visitors from Bulgaria.</p>	

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4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS
SEPT9-02-531

City Manager James Keene:

- Updated the Mayor and Council and audience on the sink holes caused by a ruptured sewer line west of downtown; and
- Announced the Arizona Housing Authority Director’s Association named the City’s Mainstream Program – “Program of the Year” for the state.

5. CALL TO THE AUDIENCE

- a. Judith Bernal addressed the Mayor and Council and noted concerns with the treatment of youth at Ronstadt Transit Center by off-duty Tucson Police Department officers.
- b. D’Herrera Tapia encouraged the Mayor and Council to establish after hours.
- c. PCIC representatives addressed the Mayor and Council:
 - 1. Juan Garcia addressed the Mayor and Council in Spanish and Delfina Landros translated his statements requesting Mayor and Council to establish Tucson as an immigrant friendly community.
 - 2. Sylvestri Vega and Alex Canez both addressed the Mayor and Council in Spanish and noted unfair working conditions.

6. CAP WATER LITIGATION – SEPT9-02-532

City Attorney, Michael House, announced the Superior Court has approved the form of notice to the applicants and claimants and the CAP lawsuit will now move forward.

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

- A. FINANCIAL PARTICIPATION AGREEMENT: WITH THE
SOUTHERN ARIZONA INSTITUTE OF ADVANCED
TECHNOLOGY – SEPT9-02-527

RESOLUTION NO. 19342

DIR. OF ECON.
DEVELOPMENT

- B. FINANCIAL PARTICIPATION AGREEMENT: WITH THE
TUCSON TECHNOLOGY INCUBATOR – SEPT9-02-528

RESOLUTION NO. 19343

DIR. OF ECON.
DEVELOPMENT

- C. REAL PROPERTY: RIGHT-OF-WAY LEASE WITH CRICKET
ARIZONA PROPERTY COMPANY FOR PROPERTY IN THE
VICINITY OF 1655 E. DREXEL ROAD – SEPT9-02-529

ORDINANCE NO. 9762

DIR. OF INFO.
TECHNOLOGY

- D. LIBRARY: REQUEST FOR SUPPORT OF FEDERAL
LIBRARY FUNDING PROGRAMS BY ARIZONA
CONGRESSIONAL DELEGATION – SEPT9-02-533

DIR. OF LIBRARY

- E. INTERGOVERNMENTAL AGREEMENT: WITH THE TOWN
OF ORO VALLEY AND PIMA COUNTY FREE LIBRARY
DISTRICT FOR FISCAL YEAR 2003 LIBRARY SERVICES –
SEPT9-02-535

RESOLUTION NO. 19346

DIR. OF LIBRARY

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<p>F. INTERGOVERNMENTAL AGREEMENT: WITH THE PIMA COUNTY FREE LIBRARY DISTRICT FOR FISCAL YEAR 2002 LIBRARY SERVICES – SEPT9-02-536</p> <p>RESOLUTION NO. 19347</p>	<p><u>DIR. OF LIBRARY</u></p>
<p>G. INTERGOVERNMENTAL AGREEMENT: WITH THE PIMA COUNTY FREE LIBRARY DISTRICT FOR FISCAL YEAR 2001 LIBRARY SERVICES – SEPT9-02-538</p> <p>RESOLUTION NO. 19349</p>	<p><u>DIR. OF LIBRARY</u></p>
<p>H. COMMUNITY SERVICES: AUTHORIZING A PUBLIC HOUSING ASSESSMENT SYSTEM CERTIFICATION TO DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT – SEPT9-02-534</p> <p>RESOLUTION NO. 19348</p>	<p><u>DIR. OF COMM. SERVICES</u></p>
<p>I. FINANCE: CONTINGENCY FUND TRANSFER FOR SEPTEMBER 11 PATRIOT DAY EVENT – SEPT9-02-539</p> <p>RESOLUTION NO. 19350</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>J. FINANCE: CONTINGENCY FUND TRANSFER FOR ELVIRA NEIGHBORHOOD BACK TO BASICS CELEBRATION – SEPT9-02-540</p> <p>RESOLUTION NO. 19351</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
<p>Council Member Scott MOVED, SECONDED by Council Member Ronstadt that items on the Consent Agenda be approved and/or adopted and</p>	

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<p>proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p>	
<p>8. LIQUOR LICENSE APPLICATIONS – SEPT9-02-526</p> <p>JUNIOR LEAGUE OF TUCSON, INC., CITY # T057-02 SALPOINTE CATHOLIC HIGH SCHOOL, CITY # T060-02 DINNERWARE ART GALLERY, CITY # T061-02</p> <p>Council Member Ronstadt MOVED, SECONDED by Vice-Mayor West to direct staff to forward these applications to the State Liquor Board with recommendations for approval.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p>	<p><u>CITY CLERK</u></p>
<p>9. PUBLIC HEARING: PROPOSED MARVIN ANNEXATION DISTRICT – SEPT9-02-525</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Scott to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member Scott to proceed with the annexation district.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p>	<p><u>ANNEXATIONS</u></p>

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<p>10. PUBLIC HEARING: (S01-007) APPEAL OF THE CITY ENGINEER'S DECISION, HARRISON TERRACE SUBDIVISION, SOUTHWEST CORNER OF HARRISON ROAD AND 22ND STREET, R-1 & C-1 – SEPT9-02-537</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Scott to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Ibarra to reverse the Development Services Department City Engineer's decision.</p> <p>Council Member Dunbar MOVED, SECONDED by Council Member Scott to substitute the motion to uphold the Development Services Department City Engineer's decision.</p> <p>Substitute motion <u>PASSED</u> by a vote of 4 to 2 (Council Members Ibarra and West dissenting, Council Member Leal absent/excused).</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>14. LIBRARY: RENAMING THE CITY OF TUCSON MAIN LIBRARY AS "JOEL D. VALDEZ MAIN LIBRARY, TUCSON – PIMA PUBLIC LIBRARY" – SEPT9-02-541</p> <p>RESOLUTION NO. 19352</p> <p>Vice-Mayor West MOVED, SECONDED by Council Member Scott to pass and adopt Resolution No. 19352.</p> <p>Motion <u>PASSED</u> by a vote of 5 to 1 (Council Member Dunbar dissenting,</p>	<p><u>DIR. OF LIBRARY</u></p>

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<p>Council Member Leal absent/excused).</p> <p>On a second roll call vote for the sole and separate purpose of amending the resolution to include the emergency clause, the vote was 6 to 0 (Council Member Leal absent/excused).</p>	
<p>11. PUBLIC HEARING: LIMITED NONEXCLUSIVE CABLE LICENSE WITH COMCAST CABLEVISION OF ARIZONA, INC. – SEPT9-02-524</p> <p>RESOLUTION NO. 19299</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Dunbar to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor West to pass and adopt Resolution No. 19299.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p>	<p><u>DIR. OF INFO.</u> <u>TECHNOLOGY</u></p>
<p>12. PUBLIC HEARING: PROPOSED INCREASE IN WATER RATES – SEPT9-02-523</p> <p>ORDINANCE NO. 9763</p> <p>Council Member Ronstadt MOVED, SECONDED by Vice-Mayor West to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p>	<p><u>DIR. OF WATER</u></p>

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<p>Vice-Mayor West MOVED, SECONDED by Council Member Ronstadt to pass and adopt Ordinance No. 9763.</p> <p>(Motion <u>PASSED</u> by a vote of 5 to 1 (Council Member Ibarra dissenting, Council Member Leal absent/excused).</p> <p>On a second roll call vote for the sole and separate purpose of amending the ordinance to include the emergency clause, it <u>FAILED</u> by a vote of 5 to 1 (Council Member Ibarra dissenting, Council Member Leal absent/excused).</p>	
<p>13. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES – SEPT9-02-522</p> <p>Vice-Mayor West announced her personal appointment of Art Schneider to the Citizens Transportation Advisory Commission.</p>	<p><u>CITY CLERK</u></p>
<p>15. CALL TO THE AUDIENCE</p> <p>No speakers.</p>	
<p>16. ADJOURNMENT: 9:52 P.M</p> <p>The next regularly scheduled meeting of the Mayor and Council will be held on Monday, September 16, 2002, at 2:00 p.m., in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.</p>	