

MAYOR AND COUNCIL, APPOINTED OFFICIALS AND DEPARTMENT HEADS

FROM: CITY MANAGER _____
ADMINISTRATIVE ACTION REPORT AND SUMMARY
MAYOR AND COUNCIL STUDY SESSION OF JANUARY 11, 1999

Mayor George Miller called the Study Session to order at 1:32 P.M. in the Mayor and Council Chambers, City Hall Tower, Tucson, Arizona.

COUNCIL MEMBERS PRESENT: Mayor George Miller
Vice-Mayor Shirley C. Scott, (Ward 4)
Counc. Jose J. Ibarra, (Ward 1)
Counc. Janet Marcus, (Ward 2)
Counc. Jerry Anderson (Ward 3)
Counc. Steve Leal, (Ward 5)
Counc. Fred Ronstadt, (Ward 6)

STAFF: Luis G. Gutierrez, City Manager
John Nachbar, Deputy City Manager
Thomas J. Berning, City Attorney
Kathleen S. Detrick, City Clerk

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>1. Executive Session - Telecommunications Legal Issues (City-Wide) SS/JAN11-99-14</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Anderson, that Mayor and Council go into Executive Session for discussion or consultation for legal advice with the attorneys for the City of Tucson pursuant to A.R.S. 38-431.03(A)(3) regarding Telecommunications Legal Issues.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY ATTORNEY</u> is informed</p>
<p>RECESS: 1:33 P.M. RECONVENE: 1:37 P.M. MAYOR & COUNCIL CONFERENCE ROOM MAYOR AND COUNCIL: ALL PRESENT STAFF: ALL PRESENT</p>	
<p>1. Executive Session - Telecommunications Legal Issues (City-Wide) SS/JAN11-99-14</p> <p>Executive Session was held from 1:37 P.M. to 1:52 P.M.</p>	<p><u>CITY ATTORNEY</u> is informed</p>
<p>RECESS: 1:52 P.M. RECONVENE: 1:53 P.M. MAYOR & COUNCIL CHAMBERS MAYOR AND COUNCIL: ALL PRESENT STAFF: ALL PRESENT</p>	

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<p>Council Member Marcus MOVED, SECONDED by Council Member Leal, that Mayor and Council return to Open Session.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>2. Mayor and Council Direction Regarding Executive Session - Telecommunications Legal Issues (City-Wide) SS/JAN11-99-15</p> <p>Vice-Mayor Scott MOVED, SECONDED by Council Member Marcus, that the City Attorney be directed to proceed as discussed in Executive Session in regard to Telecommunications Legal Issues.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY ATTORNEY</u> is responsible</p>
<p>3. Mayor and Council Discussion of Regular Agenda SS/JAN11-99-11</p> <p>A. <u>Tucson Code: Amending (Chapter 11) Crimes and Offenses Relating To Prostitution</u></p> <p>Council Member Anderson requested that this item be deleted from the Consent Agenda.</p> <p>Formal action taken at the Regular Meeting.</p> <p>B. <u>Tucson Code: Amending (Chapter 10A) Altering The Membership of The Transportation Enterprise Area Management Oversight Commission</u></p> <p>Council Member Anderson requested that staff ensure that the TEAM membership include recent Mayor and Council actions regarding the Downtown Oversight Committee and Downtown Advisory Committee.</p> <p>Formal action taken at the Regular Meeting.</p> <p>C. <u>Labor Organizations: Providing For the Holding of An Election To Determine which Labor Organization, if Any shall be recognized as Representing Commissioned Personnel of the Tucson Police Department Through The Rank of Sergeant</u></p> <p>Council Member Anderson requested information regarding the date of the election.</p> <p>Luis G. Gutierrez, City Manager, advised that the election was to be held February 18, 1999.</p> <p>Formal action taken at the Regular Meeting.</p>	<p><u>CITY ATTORNEY</u> is informed</p> <p>See AAR&S of the Regular Meeting of 1/11/99, Item #3-E</p> <p><u>DIR. OF TRANS.</u> is responsible</p> <p>See AAR&S of the Regular Meeting of 1/11/99, Item #3-A</p> <p><u>CITY CLERK</u> is informed</p> <p>See AAR&S of the Regular Meeting of 1/11/99, Item #3-F</p>

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<p>4. Soliciting Employment, Business or Contributions From Occupants of Vehicles (City-Wide) SS/JAN11-99-19</p> <p>Council Member Leal MOVED, SECONDED by Council Member Anderson, that the City move forward with the TNI Independent Safety Certification Program proposal and direct City staff to work with pertinent individuals to finalize the details of the proposal and to return with recommendations.</p> <p>Vice-Mayor Scott requested that the motion be restated.</p> <p>Council Member Leal restated the motion:</p> <p>that the City move forward with a refinement of the TNI Independent Safety Certification Program proposal, City staff to work with the individuals who have participated in this process up to this point. Staff is to review any remaining issues, such as liability and indemnification and return to Mayor and Council with a finalized program.</p> <p>Motion <u>PASSED</u> , as restated, by a vote of 5 to 2, (Council Members Scott and Ronstadt dissenting).</p>	<p><u>JOHN NACHBAR,</u> <u>DEPUTY CITY MANAGER</u> is informed</p> <p><u>JOHN NACHBAR,</u> <u>DEPUTY CITY MANAGER</u> is responsible <u>AGENDA COMMITTEE</u> is informed</p>
<p>RECESS: 2:50 P.M. RECONVENE: 2:56 P.M. MAYOR & COUNCIL CHAMBERS MAYOR AND COUNCIL: ALL PRESENT (EXCEPT COUNCIL MEMBER RONSTADT ARRIVED AT 2:57 P.M. AND COUNCIL MEMBER SCOTT ARRIVED AT 3:01 P.M.) STAFF: ALL PRESENT</p>	
<p>10. City Staff Assessment/Recommendation RE: Sonoran Desert Conservation Plan (City-Wide) SS/JAN11-99-25</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Leal, that:</p> <ul style="list-style-type: none"> • Participation by the City on the Sonoran Desert Conservation Plan Oversight Committee will be necessary to coordinate the complimentary work efforts of the City and County; therefore, it is recommended that the City Manager be directed to appoint the appropriate staff representatives to the Oversight Committee. • The Planning Department be directed to work with other appropriate City departments and return to the Mayor and Council in February with a summary of issues and a work plan for updating the Comprehensive Plan, at a special study session. <p>10. City Staff Assessment/Recommendation RE: Sonoran Desert</p>	<p><u>CITY MANAGER</u> is responsible</p> <p><u>DIR. OF PLANNING</u> is responsible <u>AGENDA COMMITTEE</u> is informed</p>

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<p>Conservation Plan (City-Wide) SS/JAN11-99-25 (CONTINUED)</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member Anderson requested that staff address the issues contained in the Buffer letter.</p> <p>There was apparent Mayor and Council consensus that the:</p> <ul style="list-style-type: none"> - Planning Commission be invited to participate in the Special Study Session; - Special Study Session be held at night, if necessary to accommodate the attendance of the members of the Planning Commission. <p>(Counc. Ronstadt arrived at 2:57 P.M.) (Counc. Scott arrived at 3:01 P.M.)</p>	<p><u>DIR. OF PLANNING</u> is responsible</p> <p><u>DIR. OF PLANNING</u> is responsible</p>
<p>9. TPD Request for Staff/COPS Grant (City-Wide) SS/JAN11-99-24</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Ibarra, that Mayor and Council direct the City Manager to provide necessary matching and associated funding as part of the recommended FY 1999-2000 budget providing for the COPS grant as requested by the Police Chief.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member Anderson requested that:</p> <ul style="list-style-type: none"> - staff provide information on the breakdown of the City's share of the grant; and - during budget discussions, staff is to address the impact of the additional police officers on City Court and City Prosecutor's Office. 	<p><u>CHIEF OF POLICE</u> is responsible</p> <p><u>CHIEF OF POLICE</u> is responsible</p> <p><u>DIR. OF BUDGET & RESEARCH</u> is responsible</p>
<p>6. Community Development Advisory Committee for the 1998-1999 CDBG Process (City-Wide) SS/JAN11-99-26</p> <p>Mimi Gray, Chair of Community Development Advisory Committee, introduced the members of the committee to Mayor and Council and presented their concerns and objectives for the upcoming 1998-1999 CDBG process.</p> <p>(Counc. Ibarra departed at 3:25 P.M.)</p>	<p><u>DIR. OF COMMUNITY SERVICES</u> is informed</p>
<p>7. Request For Funds - School Districts' Action Task Force (City-Wide) SS/JAN11-99-20</p>	

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<p>Council Member Ibarra MOVED, SECONDED by Council Member Leal, that Mayor and Council allocate \$7,500 from the Contingency Fund for the Aztec Middle School.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>(Counc. Ibarra returned at 3:31 P.M.)</p>	<p><u>DIR. OF BUDGET & RESEARCH</u> is responsible</p>
<p>8. Request For Funds - Balboa Heights Neighborhood Recreation Center (Ward 3) SS/JAN11-99-21</p> <p>Council Member Anderson MOVED, SECONDED by Council Member Leal, that Mayor and Council allocate \$3,000 from the Contingency Fund for the Balboa Heights Neighborhood Recreation Center.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF BUDGET & RESEARCH</u> is responsible</p>
<p>11. Through Truck Traffic into the Downtown (Wards I, V and VI) SS/JAN11-99-17</p> <p>There was apparent Mayor and Council consensus that no change be made regarding through truck traffic into the Downtown at this time. Public participation should continue through the efforts of the existing advisory committees and thereafter staff is to return to Mayor and Council.</p> <p>Council Member Ronstadt requested that staff also take into consideration the current on-going effort to bring more retail into the downtown area and its impact on truck traffic in the downtown.</p> <p>Vice-Mayor Scott requested that staff address the on-going issue in Ward 4 of the impact of semi-tractor trailers parking in neighborhoods.</p>	<p><u>DIR. OF TRANS.</u> is responsible</p> <p><u>DIR. OF TRANS.</u> is responsible</p> <p><u>DIR. OF TRANS.</u> is responsible</p>
<p>12. Consideration of the First Tee Youth Golf Program at the Trini Alvarez - El Rio Golf Course (Ward 1) SS/JAN11-99-27</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Anderson, that Mayor and Council approve the City's entering into a partnership that would result in the Trini Alvarez-El Rio Golf Course being designated as a First Tee site.</p> <p>12. Consideration of the First Tee Youth Golf Program at the Trini Alvarez - El Rio Golf Course (Ward 1) SS/JAN11-99-27 (CONTINUED)</p> <p>It is understood that the City's entering into this partnership will take place</p>	<p><u>DIR. OF PARKS & RECREATION</u> is responsible</p> <p><u>DIR. OF PARKS &</u></p>

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<p>without specific commitment of City funds at this time. Consideration can be given by the Mayor and Council to making the City's contribution toward redevelopment of the Trini Alvarez El Rio Golf Course an item in the proposed year 2000 bond election.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>RECREATION</u> is informed</p>
<p>5. Mosquito Control at the Sweetwater Wetlands (City-Wide, Outside the City) SS/JAN11-99-18</p> <p>Council Member Anderson requested that staff provide information regarding the number of students and visitors to the Sweetwater Wetlands.</p> <p>(Counc. Ronstadt departed at 3:44 P.M. and returned at 3:55 P.M.) (Counc. Anderson departed at 3:50 P.M. and returned at 4:04 P.M.) (Counc. Leal departed at 4:06 P.M.)</p>	<p><u>DIR. OF WATER</u> is responsible</p>
<p>14. Mayor and Council Discussion of Future Agendas SS/JAN11-99-12</p> <p>A. <u>Painted Hills Wash</u></p> <p>Council Member Ibarra requested that this item be scheduled on February 1, 1999.</p> <p>B. <u>Police Officers Association's Arbitration</u></p> <p>Council Member Ronstadt requested that this item be scheduled.</p> <p>Luis G. Gutierrez, City Manager, advised that he would be returning in April with a recommendation.</p> <p>C. <u>U.S. West Rate Hike</u></p> <p>Council Member Anderson requested that when appropriate the impact of this item to the City and the community be scheduled.</p>	<p><u>DIR. OF PARKS & RECREATION</u> is responsible <u>AGENDA COMMITTEE</u> is informed</p> <p><u>DIR. OF HUMAN RESOURCES</u> is responsible <u>AGENDA COMMITTEE</u> is informed</p> <p><u>DIR. OF OPERATIONS</u> is responsible <u>AGENDA COMMITTEE</u> is informed</p>
<p>13. Mayor and Council Subcommittees Status Reports (City-Wide) SS/JAN11-99-22</p> <p>Council Member Marcus reported from the Public Works and Environmental Subcommittee that in regards to:</p>	

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<ul style="list-style-type: none">- private well inventory /23 landfills - staff is prepared to meet individually with Mayor and Council to brief them.- Native Plant Preservation Ordinance - staff will forward changes to the Planning Commission.	<p><u>OFFICE OF ENVRNMNTL. MANAGEMENT</u> is informed</p> <p><u>DIR. OF PLANNING</u> is informed</p>
15. Boards, Committees and Commissions SS/JAN11-99-13 Item not discussed. Formal action taken at the Regular Meeting.	<p><u>CITY CLERK</u> is informed</p> <p>See AAR&S of the Regular Meeting of 1/11/99, Item #8</p>
ADJOURNMENT: 4:12 P.M. <i>VERBATIM TAPE RECORD AVAILABLE UPON REQUEST FROM THE CITY CLERK'S OFFICE</i>	