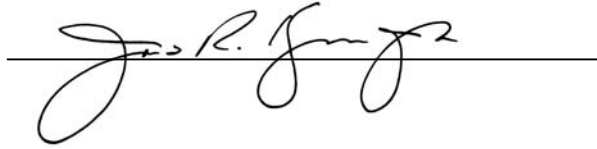


MAYOR AND COUNCIL – STUDY SESSION

ADMINISTRATIVE ACTION REPORT AND SUMMARY NOVEMBER 10, 2003

FROM: CITY MANAGER



Mayor Robert E. Walkup called the Study Session to order at 1:34 P.M. in the Mayor and Council Chambers, City Hall Tower, Tucson, Arizona.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup
Vice-Mayor Shirley C. Scott, (Ward 4)
Council Member Jose J. Ibarra, (Ward 1)
Council Member Carol West, (Ward 2)
Council Member Kathleen Dunbar, (Ward 3)
Council Member Steve Leal, (Ward 5)
Council Member Fred Ronstadt, (Ward 6)

STAFF: James Keene, City Manager
Mike Letcher, Deputy City Manager
Michael House, City Attorney
Kathleen S. Detrick, City Clerk

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
(This item taken out of order.)	
4. University of Arizona Science Center Proposal Request for Approval of Application for Funds (Ward 1) SS/NOV10-03-297 Council Member Leal MOVED, SECONDED by Council Member Ronstadt to approve the application for funds and resources from the University of Arizona Science Center as submitted, and to direct staff to negotiate and return for consideration an acceptable development agreement between the City of Tucson, Rio Nuevo District and the University of Arizona. Motion PASSED by a 7 to 0.	<u>RIO NUEVO OFFICE</u> Is responsible

AGENDA ITEM/MAYOR AND COUNCIL ACTION

STAFF ACTION

(This item taken out of order.)

3. Tucson Recycles Program Update (City-Wide) SS/NOV10-03-296

Council Member West MOVED, SECONDED by Council Member Leal to approve the City Manager's recommendation to continue field audits, education and enforcement efforts to ensure the continued success of Tucson Recycles and explore options to increase commercial recycling and residential green waste diversion beyond the brush and bulky collection. In addition the Mayor and Council must be kept informed regarding the resolution of this issue, regular audits should be conducted, and staff should work with the parties to look at the contract and make any changes to the contract to tighten up the expectations. Finally, Waste Management make payments on a timely basis.

Council Member Ronstadt offered an amendment to the motion to send the contract to the Growth Subcommittee for review.

Amendment was accepted by the maker.

Motion as amended PASSED by a 7 to 0 vote.

DIR. OF ENV. SERVICES

Is responsible

(This item taken out of order.)

1. Executive Session –City of Tucson v. Clear Channel Outdoor Inc. (City-Wide) SS/NOV10-03-298

Council Member West MOVED, SECONDED by Vice Mayor Scott to go into executive sessions for Item #1 - Executive Session - City of Tucson v. Clear Channel Outdoor Inc., as noticed in the agenda.

Motion PASSED by a 7 to 0 vote.

RECESS: 2:39 P.M.

RECONVENE: 3:10 P.M.

MAYOR & COUNCIL: ALL PRESENT

STAFF: ALL PRESENT

AGENDA ITEM/MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>Executive Session was held from 2:40 p.m. to 3:08 p.m. (Council Member Ibarra did not attend the executive.)</p>	
<p>Council Member West MOVED, SECONDED by Council Member Leal to return to Open Session.</p> <p>Motion PASSED by a 7 to 0 vote.</p>	
<p>2. Mayor and Council Direction Regarding Executive Session - City of Tucson v. Clear Channel Outdoor Inc. (City-Wide) SS/NOV10-03-299</p> <p>Council Member West MOVED, SECONDED by Council Member Leal to direct the City Attorney to file a petition for review in the Arizona Supreme Court in the case of City of Tucson versus Clear Channel Outdoor, Inc.</p> <p>Motion PASSED by a 4 to 3 vote (Mayor Walkup, Council Members Dunbar and Ronstadt dissenting).</p>	<p><u>CITY ATTORNEY</u> Is responsible</p>
<p>5. Summary of 10/31/03 Pima County Bond Advisory Committee (City-Wide) SS/NOV10-03-295</p> <p>By consensus, the Mayor and Council prioritized the list of City projects to include in the Pima County Bond program to include a regional public safety communications system, open space, parks, a new city-county court building and two new libraries.</p>	<p><u>ALL DEPARTMENTS</u> Are informed</p>
<p>6. Mayor and Council Subcommittee Reports (City-Wide) SS/NOV10-293</p> <p>There were no reports at this time.</p>	

AGENDA ITEM/MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>7. Boards, Commissions and Committees (City-Wide) SS/NOV10-03-294</p> <p>This item was not discussed. Formal action was taken at the Regular Meeting.</p>	<p><u>CITY CLERK</u> Is informed</p> <p>See AAR&S of the Regular Session of 11/10/03, Item #12</p>
<p>8. Mayor and Council Discussion of Regular Agenda SS/NOV10-03-292</p> <p>#6-D - Tucson Code: Amending (Chapter 7B) Relating to Competitive Telecommunications; Clarifying That Fees Will Only be Imposed Consistent with the Provisions of State Law</p> <p>Vice Mayor Scott requested Consent Agenda Item #6-D be considered separately.</p>	<p><u>DIR. OF INFORMATION TECHNOLOGY</u> Is informed</p>
<p>9. Mayor and Council Discussion of Future Agendas SS/NOV10-03-290</p> <p>Vice Mayor Scott requested a review of the Tucson Water's "main flushing program" particularly to discuss re-using the flushed water. (This information will be provided by memo.)</p> <p>Vice Mayor Scott also requested information on the status of CAP Settlements Phases 1 and 2. The City Attorney provided this information at the table.</p> <p>Vice Mayor Scott asked if staff was going to provide regular updates regarding the Kinder Morgan fuel pipeline. (Monthly updates will be added to the agenda.)</p>	<p><u>DIR. OF WATER</u> Is responsible</p> <p><u>CITY MANAGER</u> Is responsible</p>
<p>RECESS: 4:07 P.M. RECONVENE: 7:03 P.M. MAYOR & COUNCIL: ALL PRESENT (Council Member Ronstadt arrived at 7:15 p.m.) STAFF: ALL PRESENT</p>	

AGENDA ITEM/MAYOR AND COUNCIL ACTION

STAFF ACTION

11. La Reforma Subdivision Staff Update (Ward 5) SS/NOV10-03-291

Council Member Leal MOVED, SECONDED by Council Member Ibarra to direct the City to find alternative housing for these families immediately, and work with them on a mutually agreeable mitigation plan including immediate remediation where possible. Furthermore staff should explore options for holding the contractor accountable and responsible, and the city should review inspection procedures to ensure high quality work in the future.

City Manager James Keene clarified that at this time the relocation direction only applies to homes where sufficient data supporting relocation exists.

Motion PASSED by a 7 to 0 vote.

DIR. OF COMM. SERVICES

Is responsible

ADJOURNMENT: 7:42 P.M.

VERBATIM TAPE RECORD AVAILABLE UPON REQUEST FROM THE CITY CLERK'S OFFICE.