



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on July 6, 2006

Date of Meeting: June 6, 2006

The Mayor and Council of the City of Tucson met in regular session in the Mayor and Council Chambers in City Hall, 255 West Alameda Street, Tucson, Arizona, at 5:33 p.m. on Tuesday, June 6, 2006, all members having been notified of the time and place thereof.

1. ROLL CALL

The meeting was called to order by Mayor Walkup and upon roll call, those present and absent were:

Present:

José J. Ibarra	Council Member Ward 1
Carol W. West	Council Member Ward 2
Karin Uhlich	Council Member Ward 3
Shirley C. Scott	Council Member Ward 4
Steve Leal	Vice Mayor, Council Member Ward 5
Robert E. Walkup	Mayor

Absent/Excused:

Nina J. Trasoff	Council Member Ward 6
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Staff Members Present:

Mike Hein	City Manager
Michael Rankin	City Attorney
Kathleen S. Detrick	City Clerk
Mike Letcher	Deputy City Manager

Kathleen S. Detrick, City Clerk, announced Susie Rogers would be assisting with anyone in the audience needing Spanish language translation for items listed on the agenda.

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Chaplain Gary Coburn, Davis-Monthan Air Force Base, after which the Pledge of Allegiance was led by participants from Youth on Their Own.

Presentations:

- a. Mayor Walkup proclaimed June 6, 2006 to be “National Hunger Awareness Day.” Bill Carnegie from the Community Food Bank was present to accept the proclamation.
- b. Mayor Walkup and Council Member Scott presented an “Extraordinary Citizen” award to Carlon Gossett and a short video called “Swept Away” was viewed.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Walkup announced City Manager’s communication number 258, dated June 6, 2006, would be received into and made a part of the record. He also announced this was the time scheduled to allow members of the Council to report on current events and asked if there were any reports.

- a. Council Member Uhlich thanked everyone who participated in the community-wide event on June 3, 2006 to eradicate methamphetamine use in Tucson. Council Member Uhlich stated that on June 7, 2006, Ward 3 would be hosting a community meeting regarding the next steps on the Regional Transportation Authority (RTA) Plan. Council Member Uhlich also announced, on behalf of Council Member Trasoff, that Ward 6 would be hosting an open house on the environment on June 22, 2006 at the Ward 6 Council Office.
- b. Council Member West read from a story in the Prescott Newspaper, dated May 4, 1897. Council Member West announced one of the guests from Kenya, Africa, Asyia Suleyman Ali, had been killed in a head on collision. She said condolences were being sent to her family in Kenya.

4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS

Mayor Walkup announced City Manager’s communication number 259, dated June 6, 2006, would be received into and made a part of the record. He also announced this was the time scheduled to allow the City Manager to report on current events, and asked for that report.

No report was given.

5. LIQUOR LICENSE APPLICATIONS

Mayor Walkup announced City Manager's communication number 266, dated June 6, 2006, would be received into and made a part of the record. He asked the City Clerk to read the Liquor License Agenda.

b. New Licenses

1. Sheraton Tucson Hotel and Suites, Ward 2
5151 E. Grant Rd.
Applicant: Mark Allen Piatkowski
Series 11, City 39-06
Action must be taken by: June 8, 2006
Staff has indicated the applicant is in compliance with city requirements.
2. Sakura Teppan Steak & Seafood Restaurant, Ward 2
6534 E. Tanque Verde
Applicant: Christian An
Series 07, City 40-06
Action must be taken by: June 11, 2006
Staff has indicated the applicant is in compliance with city requirements.
3. Arco AM PM, Ward 3
2800 N. Oracle Rd.
Applicant: Harpereet Ka Singh
Series 10, City 44-06
Action must be taken by: June 16, 2006
Staff has indicated the applicant is in compliance with city requirements.
Considered separately at the request of Council Member Uhlich.

Person Transfers

4. Roster Inn, Ward 5
5122 S. Nogales Hwy.
Applicant: Jose Narciso Quiroz-Miranda
Series 06, City 41-06
Action must be taken by: June 16, 2006
Staff has indicated the applicant is in compliance with city requirements.
5. Bo Jangles, Ward 6
5244 S. Nogales Hwy
Applicant: Jose Narciso Quiroz-Miranda
Series 06, City 42-06
Action must be taken by: June 8, 2006
Staff has indicated the applicant is in compliance with city requirements.

c. Special Event

1. Tucson Breakfast Lions Club, Ward 5
4823 S. 6th Ave.
Applicant: Wayne Francis Locke
City T30-06
Date of Event: June 16 & 17, 2006
Fundraiser
Staff has indicated the applicant is in compliance with city requirements.

d. Agent Change/Restructure

1. Airport Inn, Ward 5
2303 E. Valencia
Applicant: Rosina Fleck
Series 06, City AC10-06
Action must be taken by: June 2, 2006
Staff has indicated the applicant is in compliance with city requirements.

It was moved by Council Member Uhlich, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Trasoff absent/excused), to forward liquor license applications 5b1, 5b2, 5b4, 5b5, 5c1, and 5d1 to the Arizona State Liquor Board with a recommendation for approval.

5. LIQUOR LICENSE APPLICATIONS

b. New Licenses

3. Arco AM PM, Ward 3
2800 N. Oracle Rd.
Applicant: Harpreet Ka Singh
Series 10, City 44-06
Action must be taken by: June 16, 2006
Staff has indicated the applicant is in compliance with city requirements.

Kathleen S. Detrick, City Clerk, announced Item 5b3, Arco AM PM at 2800 N. Oracle, would be considered separately. Staff indicated the applicant was in compliance and the license is located in Ward 3.

Council Member Uhlich asked the applicant to address the Council with information on training and investments that had occurred to date and then they should be able to approve the license.

Inder Preet Kaur, on behalf of the applicant, said they were planning to retrofit the interior of the whole station. Within a year they were planning to change the canopy and add more lighting in the store. The staff at the Arco AM PM had gone through seven and

one-half weeks of training with Arco people. The training covered responsibilities and duties that followed a plan to retain liquor licenses. She said that in the future they were willing to work with the Council on improvements if they were required.

Council Member Uhlich thanked Ms. Kaur for their efforts to improve the location and handle the liquor license responsibly.

It was moved by Council Member Uhlich, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Trasoff absent/excused), that liquor license application 5b3, be forwarded to the Arizona State Liquor Board with a recommendation for approval.

6. CONSENT AGENDA – ITEMS A THROUGH M

Mayor Walkup announced the reports and recommendations from the City Manager on the Consent Agenda would be received into and made a part of the record. He asked the City Clerk to read the Consent Agenda.

A. CONTRACT: WITH THE STATE OF ARIZONA, COMMERCE AND ECONOMIC DEVELOPMENT COMMISSION TO SUPPORT THE TELEDIABETES OUTREACH PROGRAM

1. Report from City Manager JUNE6-06-262 CITY-WIDE
2. Resolution No. 20348 relating to economic development; approving and authorizing a contract between the City of Tucson and the Arizona Department of Commerce, Commerce and Economic Development Commission (CEDC) for Carondelet Foundation to support the Telediabetes Outreach Program; and declaring an emergency.

B. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE SAHUARO HIGH SCHOOL DEBATE TEAM TO ATTEND THE NATIONAL SPEECH AND DEBATE TOURNAMENT

1. Report from City Manager JUNE6-06-263 MAYOR, WARDS 2 AND 4
2. Resolution No. 20349 relating to Finance; approving and authorizing the allocation of one thousand two hundred fifty dollars (\$1,250) from the Community Support Fund, Account No. 001-183-1898-268, to support funding to the Sahuaro High School Debate Team; and declaring an emergency.

Item B was considered separately at the request of Council Member West.

This was a request by Mayor Walkup and Council Members West and Scott. Allocation of funds was as follows: Mayor Walkup \$250, Council Member West \$500, and Council Member Scott \$500.

C. APPROVAL OF MINUTES

1. Report from City Manager JUNE6-06-267 CITY-WIDE
2. Approval of minutes for the regular meetings of the Mayor and Council held on April 25, 2006 and May 2, 2006.

D. REAL PROPERTY: APPROVING A LEASE AGREEMENT WITH T-MOBILE WEST CORPORATION FOR A WIRELESS CELLULAR ANTENNA AT JOAQUIN MURRIETA PARK

1. Report from City Manager JUNE6-06-261 WARD 1
2. Ordinance No. 10280 relating to real property; authorizing and approving the Lease Agreement between the City of Tucson and T-Mobile West Corporation for placement of a telecommunications antenna within Joaquin Murrieta Park at 1400 North Silverbell Road; and declaring an emergency.

E. WATER: ACCEPTANCE OF ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY WAIVER FOR THE PIMA COUNTY MARANA WASTEWATER TREATMENT PLANT

1. Report from City Manager JUNE6-06-270 OUTSIDE CITY
2. Resolution No. 20351 relating to water; authorizing and approving the execution of an Arizona Department of Environmental Quality Waiver for the Pima County Marana Wastewater Treatment Plant located at 14500 North Trico Road; and declaring an emergency.

F. REAL PROPERTY: CONVEYANCE OF SURPLUS ALLEY RIGHT OF WAY LOCATED ON THE 9200 BLOCK OF EAST OLD SPANISH TRAIL

1. Report from City Manager JUNE6-05-269 WARD 2
2. Ordinance No. 10281 relating to real property; vacating and declaring surplus alley right of way located at the 9200 block of East Old Spanish Trail; authorizing the conveyance of the surplus alley right of way at no cost to the developer of the adjoining property pursuant to the Mayor and Council paper plat policy; and declaring an emergency.

G. REAL PROPERTY: RIGHT-OF-WAY ACQUISITION – MOUNTAIN AVENUE BETWEEN ROGER ROAD AND FT. LOWELL ROAD

1. Report from City Manager JUNE6-06-268 WARD 3

2. Resolution No. 20352 relating to real property; authorizing the City Manager to acquire by negotiation, and the City Attorney to condemn if necessary, certain real property located along Mountain Avenue between Roger Road and Ft. Lowell Road for right-of-way purposes; and declaring an emergency.
- H. ASSURANCE AGREEMENT: (S04-070) CORONA ROAD ESTATES SUBDIVISION, LOTS 1 TO 20 AND COMMON AREAS "A" AND "B"
1. Report from City Manager JUNE6-06-275 WARD 1
 2. Resolution No. 20353 relating to planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements required in connection with the approval in Case No. S04-070 of a Final Plat for the Corona Road Estates Subdivision, Lots 1 to 20 and Common Areas "A" and "B"; and declaring an emergency.
- I. FINAL PLAT: (S04-070) CORONA ROAD ESTATES SUBDIVISION, LOTS 1 TO 20 AND COMMON AREAS "A" AND "B"
1. Report from City Manager JUNE6-06-272 WARD 1
 2. City Manager recommends that, after approval of the assurance agreement, the Mayor and Council approve the final plat as presented. The applicant is advised that building/occupancy permits are subject to the availability of water/sewer capacity at the time of actual application.
- J. TUCSON CODE: AMENDING (CHAPTER 22) CITY OF TUCSON EMPLOYEES' SUPPLEMENTAL RETIREMENT SYSTEM REGARDING THE END OF SERVICE PROGRAM, RE-EMPLOYMENT OF RETIREES, AND EMPLOYEE CONTRIBUTION RATES
1. Report from City Manager JUNE6-06-274 CITY-WIDE
 2. Ordinance No. 10283 relating to pension plans and insurance; amending Chapter 22, Pensions, Retirement and Group Insurance, Article III, Tucson Supplemental Retirement System, Division 2, Administration of the System, by adding a new Section 22-51 End of Service Program; amending Section 22-35 Contributions; amending Section 22-36(f) Reemployment of Retired Members; and declaring an emergency.

K. TUCSON CODE: AMENDING (CHAPTER 22) CITY OF TUCSON EMPLOYEES' SUPPLEMENTAL RETIREMENT SYSTEM REGARDING THE BOARD OF TRUSTEES, PURCHASE OF PRIOR GOVERNMENT SERVICE, MAINTAINING THE SYSTEM AS A TRUST FUND, AND ADMINISTRATION DUTIES OF THE FINANCE DEPARTMENT

1. Report from City Manager JUNE6-06-273 CITY-WIDE
2. Ordinance No. 10284 relating to pension plans; amending Chapter 22, Pensions, Retirement and Group Insurance, Article III, Tucson Supplemental Retirement System, Division 2, Administration of the System by amending Section 22-44 Board of trustees, Subsection 22-44(b), Compensation, term of office and qualifications; amending Section 22-49 Purchase of prior government service, amending Section 22-46 Finance director duties; adding a new Section 22-52 Trust fund; reserving Sections 22-53 through 22-77; amending Article IV Group Insurance and Medical Health Plans by amending Section 22-84 Duty of Personnel Director; and declaring an emergency.

L. GRANT AGREEMENT: WITH THE GOVERNOR'S OFFICE OF HIGHWAY SAFETY FOR THE PASA LAS LLAVES (PASS THE KEYS) PROJECT

1. Report from City Manager JUNE6-06-276 CITY-WIDE
2. Resolution No. 20354 relating to transportation; authorizing and approving the grant agreement between the City of Tucson and the Governor's Office of Highway Safety for the Pasa Las Llaves (Pass the Keys) Project; and declaring an emergency.

M. FINANCE: TRANSFER OF FUNDS FROM THE WARD 5 OFFICE BUDGET FOR SUNNYSIDE MEDICAL CAREERS PROGRAM AND COMMUNITY FOUNDATION OF SOUTHERN ARIZONA

1. Report from City Manager JUNE6-06-280(2) WARD 5
2. Resolution No. 20357 relating to Finance; authorizing and approving the transfer of twelve thousand five hundred dollars (\$12,500) from the Ward 5 office budget to the Community Support Fund, Account No. 001-183-1898-268; authorizing and approving the allocation of seven thousand five hundred dollars (\$7,500) of these funds for use by Sunnyside High School Medical Careers students to attend the Health Occupation Students of America (HOSA) Conference; authorizing and approving the allocation of five thousand dollars (\$5,000) of these funds to the Southern Arizona Community Foundation to support funding for the Monsignor Arsenio S. Carrillo Placita/Hall Fund; and declaring an emergency.

It was moved by Council Member Scott, duly seconded, that Consent Agenda Items A through M, with the exception of Item B which would be considered separately, be passed and adopted and the proper action taken.

Mayor Walkup asked if there was further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Ibarra, West, Uhlich and Scott;
Vice Mayor Leal and Mayor Walkup

Nay: None

Absent/Excused: Council Member Trasoff

Consent Agenda Items A through M, with the exception of Item B, were declared passed and adopted by a roll call vote of 6 to 0.

6. CONSENT AGENDA ITEMS A THROUGH M

B. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE SAHUARO HIGH SCHOOL DEBATE TEAM TO ATTEND THE NATIONAL SPEECH AND DEBATE TOURNAMENT

1. Report from City Manager JUNE6-06-263 MAYOR, WARDS 2 AND 4
2. Resolution No. 20349 relating to Finance; approving and authorizing the allocation of one thousand two hundred fifty dollars (\$1,250) from the Community Support Fund, Account No. 001-183-1898-268, to support funding to the Sahuaro High School Debate Team; and declaring an emergency.

This was a request by Mayor Walkup and Council Members West and Scott. Allocation of funds was as follows: Mayor Walkup \$250, Council Member West \$500, and Council Member Scott \$500.

Kathleen S. Detrick, City Clerk, announced that Consent Agenda Item B would be considered separately at the request of Council Member West.

Council Member West stated there was a group of students from Sahuaro High School that were doing great things in the community. She said they were the only debate team in Southern Arizona that scored high enough to qualify for the nationals. There was one team in Phoenix that also qualified and the two teams would be going to the National Speech and Debate Tournament from June 8, 2006 through June 23, 2006.

It was moved by Council Member West, duly seconded, to approve a community support fund expenditure in the amount of one thousand two hundred fifty dollars (\$1,250.00) for this purpose. She thanked Council Member Scott and Mayor Walkup for joining her in supporting this.

Council Member Scott said that some of the students were from Ward 4 and she wished them great success.

Mayor Walkup asked if there was further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Ibarra, West, Uhlich and Scott;
Vice Mayor Leal and Mayor Walkup

Nay: None

Absent/Excused: Council Member Trasoff

Consent Agenda Item B was declared passed and adopted by a roll call vote of 6 to 0.

7. CALL TO THE AUDIENCE

Mayor Walkup announced this was the time any member of the public was allowed to address the Mayor and Council on any issue, except for items scheduled for a public hearing. Speakers would be limited to three-minute presentations and the Call to the Audience was scheduled to last for thirty minutes.

- a. Lee Ewing said he supported the Tucson Police Department and they did an outstanding job of protecting people at the April 10, 2006 immigration rally at Armory Park.
- b. Nancy Trussell said she supported the Tucson Police Department's actions at the April 10, 2006 immigration rally at Armory Park.
- c. Dorothy Jill Moreno spoke in opposition to the recommended City of Tucson Employee's Compensation Plan.
- d. Jyl Maratea stated she was opposed to the recommended City of Tucson Compensation Plan and the way it was presented to employees.
- e. Laura Leighton expressed concerns about behavior she witnessed at the April 10, 2006 immigration rally at Armory Park.

- f. Russ Dove spoke in opposition to illegal immigration and City government's disposition towards illegal immigrants.
- g. Michael Toney spoke about laser computers and semiconductor masks.
- h. Roy Warden spoke about the City government's disposition towards illegal immigration.
- i. Leilani Clark spoke in opposition to the Tucson Police Department's actions at the April 10, 2006 immigration rally at Armory Park.
- j. Anita Lange said she opposed the recommended City of Tucson Employee's Compensation Plan.

8. PUBLIC HEARING: PIMA STREET, SWAN ROAD TO CRAYCROFT ROAD DISTRICT PAVING IMPROVEMENT

Mayor Walkup announced City Manager's communication number 264, dated June 6, 2006, would be received into and made a part of the record. He also announced this was the time and place legally advertised for the final hearing on this improvement project. Speakers would be limited to five-minute presentations and the public hearing was scheduled to last for no more than one hour.

Jeff Payne, the property owner of Kids First Preschool, said the project on Pima Street began August of 2000 and was completed January 2003. He received a bill last month for the improvements. He stated he purchased the property on Pima Street in January 2006. The bill was for nine thousand seven hundred dollars. He went to his title insurance and they informed him there was no lien on the property. The previous owner was long gone and could not be located. Mr. Payne said he was receiving a bill for a project that was done over three years ago. He wanted to know if there were any statutes that implied the billing should have occurred sooner. He asked if some sort of lien should have been placed on the property. The letter he received stated the delay in the billing came from a computer program that was being installed and changing of departments. He did not feel he should be responsible for the bill, since he did everything he could to find if there were any liens on the property at the beginning of 2006.

Mr. Payne said he spoke with Cindy in the City of Tucson Finance Department, Special Assessments, who told him that the title company knew about the bill and chose not to tell him. He said she implied the title company was morally responsible for informing him of the situation. He did not understand all of this and asked whom he could speak to about it.

Mayor Walkup informed Mr. Payne that City staff would contact him.

Mayor Walkup asked if there was anyone else who wished to speak on the item. Hearing no one, he asked for a motion to close the public hearing.

It was moved by Council Member Scott, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Trasoff absent/excused), to close the public hearing.

Mayor Walkup asked the City Clerk to read Resolution 20344 by number and title only.

Resolution No. 20344, approving assessment and previous proceedings for the “Pima Street, Swan Road to Craycroft Road District Paving Improvement”, in the City of Tucson, Arizona.

Council Member Uhlich said it was her understanding, from Council Member Trasoff’s office, that no protests had been filed addressing the assessments that were planned.

Scott Douthitt, Finance Director, confirmed there were no protests filed.

Council Member Uhlich asked if the issue that had been brought forth by Mr. Payne would be addressed as a matter of implementation.

Mr. Douthitt said Council Member Uhlich was correct and Mr. Payne’s complaint would be addressed administratively.

It was moved by Council Member Uhlich, duly seconded, to pass and adopt Resolution 20344.

Mayor Walkup asked if there was any further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Ibarra, West, Uhlich and Scott;
Vice Mayor Leal and Mayor Walkup

Nay: None

Absent/Excused: Council Member Trasoff

Resolution 20344 was declared passed and adopted by a roll call vote of 6 to 0.

9. PUBLIC HEARING: ZONING (C9-01-02) TUCSON ELECTRIC POWER COMPANY – RITA ROAD, RH TO 1-2, REQUEST FOR TIME EXTENSION

Mayor Walkup announced City Manager's communication number 260, dated June 6, 2006, would be received into and made a part of the record. He also announced this was the time and place legally advertised for the public hearing for a five-year time extension for the completion of the rezoning conditions. He asked if the applicant or a representative was present.

Larry Lucero, on behalf of the applicant, stated that in 2001 the Council approved a permit for Tucson Electric Power (TEP) to utilize the South Rita Ranch area, Vail Substation site, for future power plant development. He said the conditions placed on the permit reduced the size of Tucson Electric Power's original concept for that site to a very small power plant, similar to the one at Grant Road and Interstate-10. Mr. Lucero said Tucson Electric Power was requesting that Mayor and Council approve the time extension so they could make the installation permanent, should they need to add facilities to provide more reliability to the community.

Mayor Walkup announced the public hearing was scheduled to last no more than one hour and speakers would be limited to five-minute presentations. He asked if anyone wished to address the Council on this item. There was no one.

It was moved by Council Member Scott, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Trasoff absent/excused), to close the public hearing.

Council Member Scott thanked Tucson Electric Power for their quick, efficient and excellent service given to the people in Ward 4, after seven utility poles fell.

It was moved by Council Member Scott, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Trasoff absent/excused), to approve the requested time extension for Zoning Case C9-01-02.

10. WATER: ADOPTING THE TUCSON WATER FINANCIAL PLAN FOR FISCAL YEARS 2006 THROUGH 2011 AND INITIATING THE PROCESS TO INCREASE WATER RATES

Mayor Walkup announced City Manager's communication number 279, dated June 6, 2006, would be received into and made a part of the record. He asked the City Clerk to read Resolutions 20355 and 20356 by number and title only.

Resolution No. 20355 relating to water; authorizing and adopting the Tucson Water Financial Plan for the period from fiscal year 2006 to fiscal year 2011; and declaring and emergency.

Resolution No. 20356 relating to water; approving and authorizing the CWAC rate recommendations; approval of Notice of Intent to increase certain water rate components and fees; to schedule a public hearing; and declaring an emergency.

Council Member West pointed out that with the first Resolution they would be adopting Tucson Water's Financial Plan for 2006 to 2011. She said with the second Resolution they would be adopting the Notice of Intention to increase water rates.

It was moved by Council Member West, duly seconded, to pass and adopt Resolution 20355.

Mayor Walkup asked if there was any further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members West, Uhlich and Scott; Mayor Walkup

Nay: Council Member Ibarra and Vice Mayor Leal

Absent/Excused: Council Member Trasoff

Resolution 20355 was declared passed and adopted by a roll call vote of 4 to 2.

Kathleen S. Detrick, City Clerk, asked the Mayor for a separate vote for the sole purpose of the emergency clause.

Upon roll call, the results were:

Aye: Council Members Ibarra, West, Uhlich, and Scott,
Vice Mayor Leal and Mayor Walkup

Nay: None

Absent/Excused Council Member Trasoff

Resolution 20355 was declared passed and adopted by a roll call vote of 6 to 0, with the emergency clause.

It was moved by Council Member West, duly seconded, to pass and adopt Resolution 20356.

Mayor Walkup asked if there was any further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members West, Uhlich and Scott;
and Mayor Walkup

Nay: Council Member Ibarra and Vice Mayor Leal

Absent/Excused: Council Member Trasoff

Resolution 20356 was declared passed and adopted by a roll call vote of 4 to 2.

Kathleen S. Detrick, City Clerk, asked the Mayor for a separate vote for the sole purpose of the emergency clause

Upon roll call, the results were:

Aye: Council Members Ibarra, West, Uhlich and Scott;
Vice Mayor Leal and Mayor Walkup

Nay None

Absent/Excused: Council Member Trasoff

Resolution 20356 was declared passed and adopted by a roll call vote of 6 to 0, with the emergency clause.

Mayor Walkup said he thought this was an appropriate thing for the Council to do, in light of all the issues with water. He also referred to the possibility of losing the City's Central Arizona Project (CAP) allocation to other states. Mayor Walkup said there were some things that they had discussed to make the Water Financial Plan more acceptable.

Vice Mayor Leal felt that the issue was not whether Tucson needed to use its allocation or not; the issue was if the ends justified the means. Some of the Council Members had argued for years that the reclaimed water system should be mandated so that subsidies coming out of the potable system would be eliminated. He said if that had been done years ago, the amount of the increase they would be looking at today would be half of what was being proposed. Vice Mayor Leal said staff would have to listen to the argument at some point. He said the message was not about what was desired, but about how it was being done.

Council Member West pointed out it was up to the Council to set policy. She said for years the Council let the CAP water go by the wayside. She said they had to make that up. If they wanted to change policy, they should begin now.

11. ZONING: (C9-06-05) LOS REALES LANDFILL PAD – LOS REALES ROAD, SH, R-1, AND I-2 TO PAD – 14, CITY MANAGER’S REPORT AND ORDINANCE ADOPTION

Mayor Walkup announced City Manager’s communication number 277, dated June 6, 2006, would be received into and made a part of the record. He asked the City Clerk to read Ordinance 10285 by number and title only.

Ordinance No. 10285 relating to zoning: amending zoning district boundaries in the area located east of the Swan Road alignment and on the north and south sides of Los Reales Road in Case C9-06-05, Los Reales Landfill Planned Area Development (PAD) - Los Reales Road, SH (Low Density, Large Lot Residential), R-1 (Low Density Residential), and I-2 (Heavy Industrial) to PAD – 14 (Planned Area Development): and setting an effective date.

It was moved by Vice Mayor Leal, duly seconded, to pass and adopt Ordinance 10285.

Mayor Walkup asked if there was any further discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Ibarra, West, Uhlich, and Scott;
Vice Mayor Leal and Mayor Walkup

Nay: None

Absent/Excused: Council Member Trasoff

Ordinance 10285 was declared passed and adopted by a roll call vote of 6 to 0.

12. ZONING: (C15-05-04) ESTABLISHING ORIGINAL CITY ZONING FOR THE MISSION PLACE NO. 1 ANNEXATION DISTRICT, COUNTY SH AND TR TO CITY SH AND O-3, EXTENSION OF HILLSIDE DEVELOPMENT ZONE (HDZ), EXTENSION OF SCENIC CORRIDOR ZONE (SCZ), CITY MANAGER’S REPORT AND ORDINANCE ADOPTION

Mayor Walkup announced City Manager’s communication number 278, dated June 6, 2006, would be received into and made a part of the record. He asked the City Clerk to read Ordinance 10282 by number and title only.

Ordinance No. 10282 relating to zoning: establishing original City zoning for approximately 61.4 acres generally located on the west side of Mission Road, between Irvington Place and Ajo Way, which was annexed to the City of Tucson by Ordinance No. 10213, adopted on November 1, 2005: and specifying an effective date.

It was moved by Council Member Ibarra, duly seconded, to pass and adopt Ordinance 10282.

Mayor Walkup asked if there was any further discussion. Hearing none, he asked for a roll call vote.

Council Member West stated her aye vote was contingent on the fact that adoption of the ordinance simply set the zoning for the annexed district.

Upon roll call, the results were:

Aye: Council Members Ibarra, West, Uhlich, and Scott;
Vice Mayor Leal and Mayor Walkup

Nay: None

Absent/Excused: Council Member Trasoff

Ordinance 10282 was declared passed and adopted by a roll call vote of 6 to 0.

13. ZONING: (C9-06-03) LARSEN BAKER – GOLF LINKS ROAD, SR TO C-1, CITY MANAGER’S REPORT

Mayor Walkup announced City Manager’s communication number 271, dated June 6, 2006, would be received into and made a part of the record. He also announced this was a request to rezone property located at the southwest corner of Golf Links Road and Houghton Road. He said the Zoning Examiner and Development Services recommended approval, subject to certain conditions. He asked if the applicant or representative was present and if they were agreeable to the proposed requirements.

Thomas Saylor-Brown, applicant, said the conditions were acceptable.

Council Member Scott said she appreciated all of the work Mr. Saylor-Brown had done in that particular area. She congratulated him on getting the neighborhoods together to support the project. Council Member Scott said she looked forward to the successful completion of the project.

It was moved by Council Member Scott, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Trasoff absent/excused), to approve the request for rezoning as recommended by the Zoning Examiner in Zoning Case C9-06-03.

14. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Walkup announced City Manager's communication number 265, dated June 6, 2006, would be received into and made a part of the record. He asked for a motion to approve the appointment in the report.

It was moved by Vice Mayor Leal, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Trasoff absent/excused), to approve the reappointment of Burton Wright and Jon Walker to the Fire Code Review Committee and to appoint Pam Liberty to the Tucson Commission on Gay, Lesbian, Bisexual and Transgender Issues, and to appoint John Burr to the Armory Park Historic Zone Advisory Board, special qualifications classification.

Mayor Walkup asked if there were any personal appointments to be made.

Council Member Uhlich announced her appointment of Karen Greene to the Rio Nuevo Citizen's Advisory Committee.

15. ADJOURNMENT 7:03 p.m.

Mayor Walkup announced the Mayor and Council would stand adjourned until its next regularly scheduled meeting to be held on Tuesday, June 13, 2006, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

MAYOR

ATTEST:

CITY CLERK

CERTIFICATE OF AUTHENTICITY

I, the undersigned, have read the foregoing transcript of the meeting of the Mayor and Council of the City of Tucson, Arizona, held on the 6th day of June 2006, and do hereby certify that it is an accurate transcription.

DEPUTY CITY CLERK

KSD:bt:sl