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## Minutes of MAYOR AND COUNCIL Meeting

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Approved by Mayor and Council  
on August 9, 2011.

Date of Meeting: May 3, 2011

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 5:37 p.m., on Tuesday, May 3, 2011, 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:

Regina Romero	Council Member Ward 1
Paul Cunningham	Council Member Ward 2
Karin Uhlich	Council Member Ward 3
Shirley C. Scott	Council Member Ward 4
Richard G. Fimbres	Vice Mayor, Council Member Ward 5
Steve Kozachik	Council Member Ward 6
Robert E. Walkup	Mayor

Absent/Excused:

None

Staff Members Present:

Mike Letcher	City Manager
Roger W. Randolph	City Clerk
Dave Deibel	Chief Deputy City Attorney

## **2. INVOCATION AND PLEDGE OF ALLEGIANCE**

The invocation was given by Reverend Lois Blei, Eastside Assembly of God after which the Pledge of Allegiance was presented by the entire assembly.

Presentations:

- a. Mayor Walkup proclaimed May 3 to be “Outstanding Teen Citizen Day.” Georgina Valencia accepted the proclamation.
- b. Mayor Walkup presented the “Crystal Apple Youth Award” to Monique Arizmendez and “Outstanding Teen Certificates” to Monique Trejo, Michael Vasquez, Goran Dubravic, Jeremy Gibbons, Briana Moran, Savannah Noel, Robert Washington, Sue Wei “Sherry” Wang and Regina Austin.

(Note: Council Member Cunningham departed at 5:44 p.m.)

## **3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS**

Mayor Walkup announced City Manager’s communication number 172, dated May 3, 2011, was received into and made part of the record. He also announced this was the time scheduled to allow members of the Mayor and Council to report on current events and asked if there were any reports.

- a. Council Member Romero invited the public to attend the 9<sup>th</sup> Annual Fiesta Grande in Barrio Hollywood and the grand opening of Mercado San Agustin Market Hall.
- b. Council Member Uhlich reminded the community about the Jefferson Park Historic Home Tour and Festival.
- c. Council Member Scott announced she attended the FBI Junior Special Agent Program graduation, of a 5<sup>th</sup> grade class at Homer Davis Elementary School. She also announced the following events; the Annual Peace Officer Memorial Event, the “Enduring Eyes: Remembering the Holocaust” sponsored by the FBI’s Citizens Academy Alumni Association, the 2<sup>nd</sup> Annual Fallen Officer Memorial Charity Co-Ed Softball Tournament sponsored by the Erik Hite Foundation and the Tucson Means Business Forum sponsored by Ward 4.
- d. Vice Mayor Fimbres announced the Metropolitan Education Commission’s 21<sup>st</sup> Annual Crystal Apple Awards Luncheon and reminded the community about Cinco de Mayo, a holiday to commemorate the Mexican Army’s victory over French forces at the Battle of Puebla.
- e. Council Member Kozachik announced the University of Arizona, for the second year in a row, beat the Arizona State University for the “Territorial Cup,” a competition of all sports programs. He also announced the First Thursdays Art Walk, the 4<sup>th</sup> Avenue Hotrodders Showcase, and the marriage of his daughter.

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

Mayor Walkup announced City Manager’s communication number 173, dated May 3, 2011, was received into and made 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 174, dated May 3, 2011, was received into and made part of the record. He asked the City Clerk to read the Liquor License Agenda.

b. Liquor License Application(s)

New License(s)

NOTE: There are no application(s) for new licenses scheduled for this meeting.

Location Transfer

- 2. Rice House, Ward 1  
54 W. Congress St.  
Applicant: Junting Lei  
Series 7, City 16-11  
Action must be taken by: May 14, 2011

Staff has indicated the applicant is in compliance with city requirements.

NOTE: State law provides that for a location transfer, Mayor and Council may consider whether the public convenience requires and that the best interest of the community will be substantially served by the issuance of a license at that location. (A.R.S. Section 4-203; Rule R19-1-102)

c. Special Event(s)

- 1. Saint Augustine Cathedral Parish, Roman Catholic Diocese of Tucson, Ward 6  
192 S. Stone Ave.  
Applicant: John Keating Ackerley  
City T26-11  
Date of Event: August 20, 2011  
(Fundraising)

Staff has indicated the applicant is in compliance with city requirements.

2. American Legion Post 59 Golf Group, Ward 1  
750 N. Grande Ave.  
Applicant: Louis Romero  
City T40-11  
Date of Event: May 28, 2011  
(Golf Tournament Lunch)

Staff has indicated the applicant is in compliance with city requirements.

Public Opinion: Written Argument in Favor Filed

3. Santa Cruz Catholic Parish, Ward 5  
29 W. 22nd St.  
Applicant: Rebecca Marie Lujan  
City T41-11  
Date of Event: May 14, 2011 - May 15, 2011  
(Annual Fiesta de la Familia)

- d. Agent Change/Acquisition of Control

NOTE: There are no application(s) for agent changes scheduled for this meeting.

It was moved by Council Member Uhlich, duly seconded and carried by a voice vote of 6 to 0, (Council Member Cunningham absent/excused) to forward liquor license applications 5b2 and 5c1 through 5c3 to the Arizona State Liquor Board with a recommendation for approval.

## **6. 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 were limited to three-minute presentations.

- a. Mikki Niemi spoke about Regional Transportation Authority (RTA) projects and City funded water projects.
- b. Ken Johnson spoke about the Veteran's Day Parade and American Legion events.

Council Member Cunningham requested the City Manager ensure that the Veteran's Day Parade information be posted to the City's website.

- c. Robert Reus spoke about the supporters/sponsors of Proposition 401.

(Note: Council Member Cunningham returned at 6:03 p.m.)

- d. George Thurman spoke about red light cameras at the intersection at Speedway Blvd. and Kolb Road.

Council Member Uhlich asked the City Manager to direct the Chief of Police to follow-up with Mr. Thurman on his concerns.

- e. Alan Neff spoke about the rude employees in the City Manager's Office.
- f. Patricia Trainor spoke about Job Path and thanked the Mayor and Council for their continued support.
- g. Maureen Hazlett, Pima County Interfaith Council (PCIC), spoke about families in general and asked that the decisions, principles and values that guide the adoption of the budget include thinking about the future of children and the City of Tucson.
- h. Robert Bulechch spoke in support of reinstating the building permit fee waiver for solar installations.

Council Member Romero asked the City Manager to request that Planning and Development Services Department respond to Mr. Bulechch's concerns.

- i. Michael Tyrek spoke about transparency, how it relates to City government and accessing information off the City's website.

## **7. CONSENT AGENDA – ITEMS A THROUGH D**

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

### **a. APPROVAL OF MINUTES**

- 1. Report from City Manager MAY03-11-178 CITY WIDE
- 2. Mayor and Council Regular Meeting Minutes of July 7, 2010

### **b. ASSURANCE AGREEMENT AND FINAL PLAT: (S09-023) TRIPLE CROWN VILLAS TOWNHOUSES, A RESIDENTIAL CLUSTER PROJECT, LOTS 1 TO 30 AND COMMON AREAS "A", "B", "C", AND "D"**

- 1. Report from City Manager MAY03-11-177 WARD 2
- 2. Resolution No. 21729 relating to planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of installation of all required improvements related to subdivisions and approving the final plat in Case No. S09-023, for Triple Crown Villas Townhouses, a Residential Cluster Project, Lots 1 through 30, and Common Areas "A", "B", "C" and "D"; and declaring emergency.

3. Staff recommends that the Mayor and Council approve the assurance agreement and 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.
- c. TUCSON CODE: AMENDING (CHAPTER 4) RELATING TO PIMA ANIMAL CARE CENTER FEES
1. Report from City Manager MAY03-11-176 CITY WIDE
  2. Ordinance No. 10893 relating to animals; amending Article V of Chapter 4 of the Tucson Code; providing that City dog license fees be the same as those set by Pima County; and declaring an emergency.
- d. INTERGOVERNMENTAL AGREEMENT: WITH THE UNIVERSITY OF ARIZONA INSTITUTE FOR THE ENVIRONMENT FOR CLIMATE PLANNING TECHNICAL SUPPORT
1. Report from City Manager MAY03-11-180 CITY WIDE
  2. Resolution No. 21731 relating to Intergovernmental Agreements; approving and authorizing an Intergovernmental Agreement between the Arizona Board of Regents, University of Arizona and the City of Tucson pertaining to Climate Protection; and declaring an emergency.

It was moved by Council Member Scott, duly seconded, and passed by a roll call vote of 7 to 0, that Consent Agenda Items a – d be passed and adopted and the proper action taken.

**8. PUBLIC HEARING: CITY OF TUCSON RECOMMENDED ANNUAL BUDGET FOR FISCAL YEAR 2012**

Mayor Walkup announced City Manager's communication number 179, dated May 3, 2011, was received into and made part of the record. He also announced this was the time and place legally advertised for a public hearing to provide the public with and opportunity to comment on the Fiscal Year 2012 recommended budget. He said the public hearing was scheduled to last for no more than one hour and speakers were limited to five minute presentations.

Mikki Niemi spoke about and outlined his concerns regarding the budget.

Robert Reus spoke about cuts to public safety, funding for public art and the waste and fraud over the last ten years.

Earl Causbie spoke about cuts to the Parks and Recreation Department and its affect on little league baseball and softball.

Jim Hannley, Westside Weed and Seed Coalition, spoke about the efforts they had made regarding swimming pools and their youth. He asked for the Mayor and Council's support.

Michael Cole spoke about his concerns regarding the budget, mainly that bus fares were not increased enough, the Modern Streetcar and the City continually borrowing money.

Barbara Dolan, Arizona Multihousing Association, spoke in support of the budget and thanked the Mayor and Council for not imposing a renter's tax.

Roberto Bedoya, Tucson Pima Arts Council, spoke in support of the recommendation to not reduce the allocation in the budget for outside agencies.

Roger Tamietti, Tucson Firefighters Organization Association President, spoke in support of the continued dialogue to work together to keep the level of service in all areas, as well as public safety.

It was moved by Council Member Cunningham, duly seconded, and carried by a voice vote of 7 to 0 to close the public hearing.

Mayor Walkup announced that the final public hearing on the budget would be held on May 24, 2011.

## **9. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS**

Mayor Walkup announced City Manager's communication number 175, dated May 3, 2011, was received into and made part of the record. He asked if there were any personal appointments to be made.

There were none.

**10. ADJOURNMENT: 7:00 p.m.**

Mayor Walkup announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, May 10, 2011, at 5:30 p.m., in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

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MAYOR

ATTEST:

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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 3rd day of May 2011, and do hereby certify that it is an accurate transcription.

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DEPUTY CITY CLERK

RWR:yl:sac