



MAYOR & COUNCIL MEETING NOTICE & AGENDA

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Mayor and Council and to the general public that the Mayor and Council will hold the following meeting, which will be open to the public:

REGULAR AGENDA

**TUESDAY, SEPTEMBER 23, 2008 – 5:30 P.M.
MAYOR AND COUNCIL CHAMBERS
(CITY HALL, 255 W. ALAMEDA, TUCSON, AZ)**

1. ROLL CALL

2. INVOCATION AND PLEDGE OF ALLEGIANCE

INVOCATION – Michael E. Spotted Wolf, Tucson Indian Center

PLEDGE OF ALLEGIANCE – Brownie Troop #924

PRESENTATIONS:

- a. Proclaiming October 3 to be “National AFV Odyssey and Clean Cities Day”
- b. Proclaiming September 22 to September 28 to be American Indian Awareness Days

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

- a. Report from City Manager SEPT23-08-497 CITY-WIDE

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

- a. Report from City Manager SEPT23-08-498 CITY-WIDE

5. LIQUOR LICENSE APPLICATIONS

- a. Report from City Manager SEPT23-08-500 CITY-WIDE
- b. Liquor License Applications

Person Transfer(s)

- 1. Buffet Bar, Ward 6
538 E. 9th St.
Applicant: Lisha Louise Smith
Series 6, City 57-08
Action must be taken by: September 27, 2008

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

Public Opinion: Written Argument Opposed Filed

(CONTINUED FROM MAYOR AND COUNCIL MEETING OF SEPTEMBER 16, 2008)

- 2. Villa Hermosa, Ward 2
6300 E. Speedway Blvd.
Applicant: Deborah Lou Engen
Series 6, City 59-08
Action must be taken by: October 5, 2008

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

NOTE: State law provides that for a person to person transfer, Mayor and Council may consider the applicant's capability, qualifications and reliability. (A.R.S. Section 4-203)

Person/Location Transfer(s)

- 3. Wilko, Ward 6
943 E. University Blvd., #171
Applicant: Peter Thomas Wilke
Series 7, City 58-08
Action must be taken by: October 4, 2008

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

NOTE: State law provides that for a person and location transfer, Mayor and Council may consider both the applicant's capability, qualifications, reliability and location issues. (A.R.S. Section 4-203; R19-1-102)

c. Special Event(s)

1. Roadrunner Civitan Club, Ward 5
4823 S. 6th Ave.
Applicant: Brandon D. Blair
City T66-08
Date of Event: October 11, 2008 - October 12, 2008
(Raise money to assist people with developmental disabilities)

Staff has indicated the applicant is in compliance with city requirements.
2. Tucson Museum of Art, Ward 1
140 N. Main Ave.
Applicant: Alison Lynn Sylvester
City T67-08
Date of Event: October 10, 2008 - October 11, 2008
(Exhibition Opening Reception & Dinner)

Staff has indicated the applicant is in compliance with city requirements.
3. Arizona Historical Society, Ward 6
949 E. 2nd St.
Applicant: Joseph R. Alvarez
City T68-08
Date of Event: October 9, 2008
(Docent Council Fundraiser)

Staff has indicated the applicant is in compliance with city requirements.
4. Tucson Celtic Festival Association, Ward 3
4502 N. First Ave. (Rillito Raceway Park)
Applicant: Sharon Ann Caldwell
City T69-08
Date of Event: October 31, 2008 - November 2, 2008
(A Cultural Festival: Tucson Celtic Festival & Scottish Highland Games)

Staff has indicated the applicant is in compliance with city requirements.
5. St. Ambrose School, Ward 6
300 S. Tucson Blvd.
Applicant: Leslie Ann Crist
City T71-08
Date of Event: October 11, 2008
(Fundraiser)

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

6. St. Joseph Parish Fiesta, Ward 6
215 S. Craycroft Rd.
Applicant: Barbara A. Stewart
City T72-08
Date of Event: October 10, 2008 - October 11, 2008
(Annual fundraiser for Parish)

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

7. Our Mother of Sorrows Roman Catholic Church, Inc., Ward 4
1800 S. Kolb Rd.
Applicant: Eduardo A. Saavedra
City T74-08
Date of Event: October 10, 2008 - October 12, 2008
(Annual Fundraiser)

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

8. St. Cyril of Alexandria Parish, Ward 6
4725 E. Pima St.
Applicant: Sandra L. Forst
City T75-08
Date of Event: October 16, 2008 - October 19, 2008
(Fundraiser for Parish and School)

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

9. Tucson Botanical Gardens, Ward 6
2150 N. Alvernon Way
Applicant: Nancy Roubicek Laney
City T87-08
Date of Event: October 12, 2008
(Fundraising Event - The Butterfly Affaire)

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

- d. Agent Change/Acquisition of Control

NOTE: There are no agent changes scheduled for this meeting.

6. CALL TO THE AUDIENCE

At this time, any member of the public is allowed to address the Mayor and City Council on any issue except for items scheduled for a public hearing at the meeting. Speakers are limited to three minute presentations. Speakers must state their name, address, whether they reside in the City of Tucson, whom they represent, and the subject matter. Any person who is representing a person other than themselves and is receiving compensation to influence an action by the Mayor and Council, shall, before speaking, identify themselves as a “retained speaker.” Pursuant to the Arizona Open Meeting Law, individual Council Members may ask the City Manager to review the matter, ask that the matter be placed on a future agenda, or respond to criticism made by speakers. However, the Mayor and Council may not discuss or take legal action on matters raised during “call to the audience.”

7. CONSENT AGENDA – ITEMS A THROUGH Y

FOR COMPLETE DESCRIPTION OF ITEMS
SEE ATTACHED CONSENT AGENDA

Matters listed under the Consent Agenda are considered to be routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired by members of the governing body, that item will be removed from the Consent Agenda and will be considered separately.

8. PUBLIC HEARING: ON THE ALLEN HALL FEDERAL SURPLUS PROPERTY REUSE PLAN

- a. Report from City Manager SEPT23-08-519 WARD 5
- b. Hearing on the Allen Hall Federal Surplus Property Reuse Plan.
- c. Resolution No. 21101 relating to real estate; authorizing and approving the adoption of the Allen Hall Federal Surplus Property Reuse Plan under the Base Realignment and Closure Act (BRAC); directing staff to submit the plan to the federal government; and declaring an emergency.

9. PUBLIC HEARING: AMENDING TUCSON CODE (CHAPTER 6) THE INTERNATIONAL RESIDENTIAL CODE, GRAYWATER ORDINANCE

- a. Report from City Manager SEPT23-08-527 CITY-WIDE
- b. Hearing on a proposed Ordinance which calls for waste plumbing to be installed in new houses for the ease of connecting a gray water system at a later date.
- c. Ordinance No. 10579 relating to Buildings, Electricity, Plumbing and Mechanical Code; creating the “Residential Gray Water Ordinance” requiring installation of gray water “stub-outs” in residential construction; requiring that gray water systems comply with applicable regulations; amending Tucson Code Chapter 6, Article III Division I by amending Section 6-38 and adding Section 2602.1.2, “Gray Water Stub-outs”, as a local amendment to the International Residential Code; and declaring an emergency.

10. DEVELOPMENT AGREEMENT: WITH THE FLATS AT JULIAN DREW BLOCK, LLC (CONTINUED FROM THE MEETING OF SEPTEMBER 16, 2008)

- a. Report from City Manager SEPT23-08-528 WARD 6
- b. Resolution No. 21087 relating to Development; approving and authorizing the Development Agreement with the City of Tucson and The Flats at Julian Drew Block, LLC, an Arizona Limited Partnership; and declaring an emergency.

11. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

- a. Report from City Manager SEPT23-08-499 CITY-WIDE

12. ADJOURNMENT

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, October 7, 2008, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.