



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, MARCH 10, 2009 – 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 – Reverend Lee Morris May, Prince Chapel African Methodist Episcopal Church

PLEDGE OF ALLEGIANCE – Mayor, Council and public in attendance

- a. Proclaiming March 15 to April 15 to be “Earned Income Tax Credit Awareness Month”

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

- a. Report from City Manager MAR10-09-128 CITY-WIDE

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

- a. Report from City Manager MAR10-09-129 CITY-WIDE

5. LIQUOR LICENSE APPLICATIONS

a. Report from City Manager MAR10-09-130 CITY-WIDE

b. Liquor License Applications

New License(s)

1. Eastern Buffet & Sushi, Ward 6
2419 E. Broadway Blvd.
Applicant: Wah Yuk Cheung
Series 12, City 86-08
Action must be taken by: February 9, 2009

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

NOTE: State law provides that for a new license application, “In all proceedings before the governing body of a city...the applicant bears the burden of showing that the public convenience requires and that the best interest of the community will be substantially served by the issuance of a license”. (A.R.S. Section 4-201)

c. Special Event(s)

1. Museum of Contemporary Art (MOCA), Ward 6
110 E. Pennington St.
Applicant: Melissa Marion Gibbs
City T6-09
Date of Event: March 28, 2009
(Fundraising/educational: MOCA Local Genius Gala)

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

2. St. Joseph Education Foundation (St. Joseph School), Ward 6
215 S. Craycroft Rd.
Applicant: Timothy J. Stilb
City T10-09
Date of Event: April 25, 2009
(Fundraiser)

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

3. Kokopelli Winery, Ward 6
536 N. 4th Ave.
Applicant: Dennis M. Minchella
City T11-09
Date of Event: March 20, 2009 - March 22, 2009
(4th Avenue Street Fair)

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

4. Live Acoustic Venue Association (LAVA), Ward 4
4450 S. Houghton Rd.
Applicant: Bonnie J. Vining
City T16-09
Date of Event: March 22, 2009
(Boogie Blues Festival to promote the advancement of live music performance)

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

5. Tucson Breakfast Lions Club, Ward 5
4823 S. 6th Ave.
Applicant: Wayne Francis Locke
City T17-09
Date of Event: April 3, 2009 - April 4, 2009
(Fundraiser)

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

6. Sonoran Art Foundation, Inc., Ward 6
633 W. 18th St.
Applicant: Alexandra S. Berger
City T25-09
Date of Event: March 21, 2009
(Fundraiser)

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

d. Agent Change/Acquisition of Control/Restructure

NOTE: There are no agent change(s) 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, 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 I

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: *COSTCO ANNEXATION DISTRICT*

- a. Report from City Manager MAR10-09-137 WARD 2
- b. Hearing on proposed annexation district located in the vicinity of Grant Road and Wilmot Road. The proposed annexation district is 4.086 acres or 0.007 square miles.

The City Manager recommends that the Mayor and Council direct staff to proceed with the *Costco Annexation District*.

9. ZONING: (C9-05-10) ORACLE/INA LLC – VALENCIA ROAD, C-1 TO C-1/C-2, CHANGE OF CONDITIONS AND ORDINANCE ADOPTION

- a. Report from City Manager MAR10-09-138 WARD 1
- b. Ordinance No. 10639 relating to zoning: amending zoning district boundaries in the area located at the southwest corner of Valencia Road and Headley Road in Case C9-05-10, Oracle/Ina LLC – Valencia Road, C-1 to C-1/C-2; and setting an effective date.

A simple majority vote will be necessary to adopt the ordinance.

10. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

- a. Report from City Manager MAR10-09-131 CITY-WIDE

11. ADJOURNMENT

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, March 24, 2009, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.