



MAYOR & COUNCIL MEETING NOTICE & AGENDA

REGULAR MEETING

**MONDAY, APRIL 14, 2003 – 7:30 P.M.
MAYOR AND COUNCIL CHAMBERS
(CITY HALL, 255 WEST ALAMEDA, TUCSON, ARIZONA)**

1. ROLL CALL

2. INVOCATION AND PLEDGE OF ALLEGIANCE

INVOCATION - President Karl Kern, Church of Jesus Christ of Latter-Day Saints

PLEDGE OF ALLEGIANCE – Led by Cub Scout Troop 359

PRESENTATIONS

- (a) Presentation of Certificates to Students who are Presidential Scholar Candidates
- (b) Proclaiming April 14, 2003 as "Outstanding Teen Citizen Day"
- (c) Presentation of the "Crystal Apple Youth Award" and "Outstanding Teen Citizen Awards"

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

- (a) Report from City Manager APRIL14-03-214 CITY-WIDE

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

- (a) Report from City Manager APRIL14-03-215 CITY-WIDE

5. CALL TO THE AUDIENCE:

At this time, any member of the public is allowed to address the Mayor and City Council on any issue *not listed on tonight's agenda*. 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."

6. CONSENT AGENDA – ITEMS A THROUGH H

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 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.

7. LIQUOR LICENSE APPLICATIONS

- (a) Report from City Manager APRIL 14-03-206 CITY-WIDE
- (b) LIQUOR LICENSE APPLICATION(S)

New License(s)

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| (1) MONTGOMERY'S IRISH PUB
9155 E. Tanque Verde Road, #177
Applicant: William H. Kline
City #014-03, located in Ward 2
Series #12
Action must be taken by: April 28, 2003 | <u>Staff Recommendation</u>
Police: In Compliance
DSD: In Compliance
Bus. License: In Compliance |
| (2) RACHEL'S DOWNTOWN MARKET
100 N. Stone #105
Applicant: Rachel A. Yaseen
City #015-03, located in Ward 6
Series #10
Action must be taken by: April 28, 2003 | <u>Staff Recommendation</u>
Police: In Compliance
DSD: In Compliance
Bus. License: In Compliance |

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| <p>(3) ARCO AM PM
3102 E. 22nd Street
Applicant: Harminder S. Phull
City #016-03, located in Ward 5
Series #10
Action must be taken by: April 28, 2003</p> | <p><u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance
Bus. License: In Compliance</p> |
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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 community will be substantially served by the issuance of a license”. (A.R.S. Section 4-201)

Person Transfer

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| <p>(4) GARCIA’S MEXICAN RESTAURANT
419 W. Congress
Applicant: Kevin J. Olson
City #013-03, located in Ward 1
Series #6
Action must be taken by: April 24, 2003</p> | <p><u>Staff Recommendation</u>

Police: DENIED
DSD: In Compliance
Bus. License: In Compliance</p> |
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NOTE: For a person to person transfer Mayor and Council may consider the applicant’s capability, qualifications and reliability.

Person/Location Transfer

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| <p>(5) CHINA SUPER BUFFET
2419 E. Broadway Blvd.
Applicant: Willing Y.T. Cheng
City #017-03, located in Ward 6
Series #7
Action must be taken by: May 1, 2003</p> | <p><u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance
Bus. License: In Compliance</p> |
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NOTE: For a person and location transfer Mayor and Council can consider both the applicant’s capability, qualifications and reliability and location issues.

(c) Special Event(s)

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| <p>(1) CATHOLIC FOUNDATION FOR THE
DIOCESE OF TUCSON
880 E. 2nd Street
Applicant: Gary P. Broussard
City #T024-03, located in Ward 6
Date of Event: May 2, 2003</p> | <p><u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance</p> |
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| (2) | RIALTO FOUNDATION
318 E. Congress, Congress Street between
South Toole and 5 th Avenue
Applicant: Jeb Schoonover
City #T030-03, located in Ward 6
Date of Event: April 19, 2003 | <u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance |
| (3) | SOUTHERN ARIZONA HOMEBUILDERS
ASSOCIATION (SAHBA)
2805 E. Ajo Way, Kino Veteran's
Memorial Community Center
Applicant: Tony Mellor
City #T031-03, located in Ward 5
Date of Event: April 24, 2003 | <u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance |

8. ZONING: (C9-00-04) TUCSON MEDICAL CENTER – HOUGHTON ROAD, SR TO R1, ORDINANCE ADOPTION

- (a) Report from City Manager APRIL14-03-212 W4
- (b) Ordinance No. 9829 relating to zoning: amending zoning district boundaries in the area located on the west side of Houghton Road approximately 650 feet south of Golf Links Road in Case C9-00-04, Tucson Medical Center – Houghton Road, SR to R-1; and setting an effective date.

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

9. ZONING: (C9-02-15) CITY OF TUCSON - COURT AVENUE, HC-3 TO HR-3, ORDINANCE ADOPTION

- (a) Report from City Manager APRIL14-03-211 W1
- (b) Ordinance No. 9830 relating to zoning: amending zoning district boundaries in the area located between Meyer and Court Avenues, south of Sixth Street in Case C9-02-15, City of Tucson – Court Avenue, HC-3 to HR-3; and setting an effective date.

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

10. SOLID WASTE MANAGEMENT: PROPOSED FISCAL YEAR 2003 DISPOSAL RATES AT LOS REALES LANDFILL (CONTINUED FROM THE MEETING OF APRIL 7, 2003)

(a) Report from City Manager APRIL14-03-217 CITY-WIDE

Material for this item can be accessed on the City Website and in the City Clerk's office as soon as it becomes available.

11. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES

(a) Report from City Manager APRIL14-03-205 CITY-WIDE

12. CALL TO THE AUDIENCE

At this time, any member of the public is allowed to address the Mayor and City Council on *any issue*. 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."

13. ADJOURNMENT

The next regularly scheduled meeting of the Mayor and Council will be held on Monday, April 21, 2003, at 2:00 p.m., in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.