



MAYOR AND COUNCIL REGULAR MEETING NOTICE & AGENDA

The City of Tucson has a council-manager form of government. Policies are set by the Mayor and Council, who are elected by the people. Policies are carried out by the City Manager, who is appointed by the Mayor and Council. The Mayor and Council decides what is to be done; the City Manager, operating through the entire City staff, does it.

REGULAR COUNCIL MEETINGS

The Mayor and Council usually meet the first four Mondays of each month in the Mayor and Council Chambers, City Hall, 255 W. Alameda.

5:00 p.m. session [Order of business]

- Invocation and Pledge of Allegiance
- Presentations
- Summary of Current Events
- Liquor license applications
- Consent Agenda
- Meeting will recess until 6:00 p.m.

6:00 p.m. session

- Call to the Audience. Individuals may speak up to three minutes. Call to the Audience will be limited to thirty minutes. Speakers may address any matter except items noticed as a Public Hearing.
- Public Hearings. Individuals may speak up to five minutes. Each public hearing is limited to one hour.
- Other Mayor and Council business as listed on the agenda for the meeting.

Copies of the agenda are available during the meeting. Additionally, the agenda, as well as reference documents, are available in the City Clerk's office prior to each meeting and on the City's web site. www.cityoftucson.org/agdocs

Ordinances and resolutions (the laws of Tucson) are considered during regular meetings. Those adopted with the emergency clause and the affirmative vote of five members of the Council take effect immediately. Those adopted without the emergency clause take effect thirty days after passage. Unless the Mayor or a member of the Council requests that an ordinance or resolution be read in full, it is read by number and title only. Routine items are scheduled under the heading of Consent Agenda, which allows a number of actions to occur with a single motion.

To better serve everyone in the community, the Mayor and Council chambers is wheelchair accessible. An assistive listening system for the hearing impaired is in place and closed captioning is available on cable television. A request for reasonable accommodation for persons with disabilities must be made in the City Clerk's Office at least two working days prior to the meeting and can be made by calling 791-4213 or 791-2639 (TDD).

PARTICIPATION BY THE PUBLIC

As a courtesy to others, please turn off or put in vibrate mode all pagers and cell phones.

To address the Mayor and Council:

- Complete a speaker's card and deposit it in the tray on the podium. Upon being recognized, state your name and address before proceeding.
- Submit written comments to the Mayor and Council (via the City Clerk) prior to and during the meeting.
- Call the Mayor and Council Citizen Comment Line at 791-4700 or write the City's Web Site, www.cityoftucson.org. Your comments will be transcribed and distributed to the Mayor and Council.

Persons attending the meeting shall observe rules of propriety, decorum, and good conduct, and refrain from impertinent or slanderous remarks. Violation of this rule shall result in such persons being barred from further audience before the governing body. A copy of the complete rules and regulations may be obtained from the City Clerk.

Robert E. Walkup – Mayor
Fred Ronstadt – Vice Mayor

Council Members

José J. Ibarra	Ward 1	Shirley C. Scott	Ward 4
Carol W. West	Ward 2	Steve Leal	Ward 5
Kathleen Dunbar	Ward 3	Fred Ronstadt	Ward 6

Revisions to the agenda can occur up to 24 hours prior to the meeting. Contact the City Clerk at 791-4213 (TDD: 791-2639, FAX: 791-4017 or WEB SITE: www.cityoftucson.org/agdocs), 9th floor, City Hall, 255 W. Alameda for up-to-date information Monday through Friday, 8:00 a.m. to 5:00 p.m. [holidays excepted]. Live coverage of the meeting is cablecast on Tucson 12 and on Comcast Channel 59 (Mondays only). In addition, replays of the meetings are cablecast on Tucson 12 as follows:
 Tuesdays – 9:00 p.m. Wednesdays – 9:00 a.m. Sundays – 9:00 a.m.
 VHS tapes of meetings are available at the Tucson Main Library, 101 N. Stone.



MAYOR & COUNCIL MEETING NOTICE & AGENDA

REGULAR MEETING

MONDAY, APRIL 19, 2004 – 5:00 P.M.
MAYOR AND COUNCIL CHAMBERS
(CITY HALL, 255 WEST ALAMEDA, TUCSON, ARIZONA)

1. ROLL CALL

2. INVOCATION AND PLEDGE OF ALLEGIANCE

INVOCATION – Pastor James Allerton, Rivers Edge Community Church

PLEDGE OF ALLEGIANCE – Mayor, Council and public in attendance

PRESENTATIONS

- (a) Proclamation – Proclaiming April 22 to be “Take Our Daughters and Sons to Work Day”
- (b) Proclamation – Proclaiming April 18 through April 25 to be “Days of Remembrance”

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

- (a) Report from City Manager APRIL19-04-178 CITY-WIDE

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

- (a) Report from City Manager APRIL19-04-179 CITY-WIDE

5. LIQUOR LICENSE APPLICATIONS

- (a) Report from City Manager APRIL19-04-180 CITY-WIDE

(b) LIQUOR LICENSE APPLICATION(S)

New License(s)

- | | |
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| (1) ECKERD DRUGS #5324
4365 N. Oracle Road
Applicant: Michael W. Huffstuttler
City #015-04, located in Ward 3
Series #10
Action must be taken by: May 1, 2004 | <u>Staff Recommendation</u>

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

(c) Special Event(s)

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| (1) SATORI, INC.
3727 N. First Avenue
Applicant: Yvonne L. Schultz
City #T036-04, located in Ward 3
Date of Event: May 1, 2004
(Yearly Auction) | <u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance |
| (2) SANTA CRUZ CATHOLIC CHURCH
1220 S. 6 th Avenue
Applicant: Rebecca Marie Lujan
City #T047-04, located in Ward 5
Date of Event: April 23, 2004
April 24, 2004
April 25, 2004
(49 th Annual Santa Cruz Fiesta de la Familia) | <u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance |

6. CONSENT AGENDA ITEMS A THROUGH F

A. TUCSON CODE: AMENDING (CHAPTER 11) RELATING TO THE GENERAL SERVICES DEPARTMENT

- (1) Report from City Manager APRIL19-04-181 CITY-WIDE
- (2) Ordinance No. 9948 relating to the general services department; effective July 1, 2004, providing that the general services department shall perform those duties designated by the City Manager, and that the director of general services shall carry out those assigned duties and functions, including the supervision of divisions established within the general services department, deemed advisable; providing that the general services department shall provide those architectural, engineering, communications, facilities management, fleet maintenance, and other technical, support, and administrative services that the City Manager assigns to it; and providing that the general services department's divisions shall have the functions and duties assigned to them by the director of general services, and those additional functions, powers, and duties designated by the City Manager; effective July 1, 2004, amending Tucson Code Sections 11A-2 and 11A-3; providing that these amendments supersede the amendments to sections 11A-2 and 11A-3 in Ordinance 9934, enacted February 2, 2004; ratifying and reaffirming Ordinance 9934 in all other respects; and declaring an emergency.

B. TRANSPORTATION: APPROVAL OF PROCEDURES FOR EVALUATING HIGH-INTENSITY ACTIVATED CROSSWALK (HAWK) PEDESTRIAN FLASHER REQUESTS

- (1) Report from City Manager APRIL19-04-182 CITY-WIDE
- (2) The City Manager recommends approval of the procedures for evaluating pedestrian crossing locations for the installation of HAWK crossings.

C. REAL PROPERTY: ACQUISITION OF RIGHT-OF-WAY FOR THE GRANT ROAD AND CRAYCROFT ROAD INTERSECTION IMPROVEMENT PROJECT

- (1) Report from City Manager APRIL19-04-183 W2 AND W6
- (2) Resolution No. 19811 relating to real property; authorizing the City Manager to acquire by negotiation, and the City Attorney to condemn if necessary, certain real property located in the vicinity of the intersection of Grant Road and Craycroft Road for the Grant/Craycroft Road Intersection Improvement Project; and declaring an emergency.

D. REAL PROPERTY: VACATION OF 38TH STREET RIGHT-OF-WAY TO THE ADJOINING PROPERTY OWNERS

- (1) Report from City Manager APRIL19-04-184 W5
- (2) Ordinance No. 9949 relating to real property; vacating and declaring certain unimproved 38th Street right-of-way located between Campbell Avenue and Kramer Avenue to be surplus property, and authorizing the sale thereof to the adjacent property owners; and declaring an emergency.

E. REAL PROPERTY: GRANTING A TEMPORARY REVOCABLE EASEMENT ON PORTIONS OF 10TH AVENUE AND MAIN AVENUE TO THE UNIVERSITY OF ARIZONA

- (1) Report from City Manager APRIL19-04-185 W1
- (2) Ordinance No. 9950 relating to real property; authorizing the grant of a temporary revocable easement to the University of Arizona on portions of Main Avenue and 10th Avenue; and declaring an emergency.

F. SUBCONTRACT AGREEMENT: WITH THE UNIVERSITY OF ARIZONA FOR BORDERSAFE INTEGRATED FEASIBILITY EXPERIMENT FUNDING

- (1) Report from City Manager APRIL19-04-177 CITY-WIDE
- (2) Resolution No. 19813 relating to law enforcement; approving and authorizing execution of the subcontract with the University of Arizona reference the Corporation for National Research Initiatives (CNRI) Cooperative Agreement No. NBCH2030002; and declaring an emergency.

RECESS

MEETING WILL RECONVENE AT 6:00 P.M.

RECONVENE (6:00 P.M.)

ROLL CALL

7. 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. 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."

8. PUBLIC HEARING: (Co9-82-80) CHEYENNE INVESTMENT – NEBRASKA STRAVENUE, I-1 ZONING, CHANGE OF CONDITIONS (CONTINUED FROM MEETING OF APRIL 5, 2004)

(a) Report from City Manager APRIL19-04-189 W5

(b) Hearing

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

9. MEMORIAL: URGING THE ARIZONA CORPORATION COMMISSION TO INCREASE THE COMMITMENT TO RENEWABLE ENERGY RESOURCES AND PURSUE COST-EFFECTIVE ENERGY EFFICIENCY

(a) Report from City Manager APRIL19-04-187 CITY-WIDE

(b) A Memorial relating to the Environmental Portfolio Standard; requesting an increase in the percentage of electricity that should be produced using renewable sources of energy; and urging that the Arizona Corporation Commission should pursue cost-effective energy efficiency opportunities.

10. MAGISTRATES: APPOINTMENT OF CITY MAGISTRATE

(a) Report from City Manager APRIL19-04-190 CITY-WIDE

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

11. WATER: NOTICE OF INTENTION TO INCREASE CERTAIN FEES AND SCHEDULING A PUBLIC HEARING FOR MAY 24, 2004

- (a) Report from City Manager APRIL19-04-188 CITY-WIDE & OUTSIDE CITY
- (b) Resolution No. 19812 relating to water; approving and authorizing the Notice of Intention to increase certain fees and to schedule a public hearing; and declaring an emergency.

The City Manager recommends that the Mayor and Council:

- File the “*2004 Miscellaneous Fee Study: Installation and Services Fees*” in the City Clerk’s Office as the report supporting the proposed rate schedule;
- Adopt Resolution No. 19812, giving notice of intention to increase fees;
- Establish May 24, 2004, as the date for a public hearing on the proposed fees; and
- Direct that all fee changes (increases as well as decreases) be effective on June 28, 2004.

12. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES

- (a) Report from City Manager APRIL19-04-186 CITY-WIDE

13. ADJOURNMENT

The next regularly scheduled meeting of the Mayor and Council will be held on Monday, April 26, 2004, at 5:00 p.m. in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.