



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, Tucson, Arizona.

5:30 p.m. session [Order of business]

- Invocation and Pledge of Allegiance
- Presentations
- Summary of Current Events
- Liquor license applications
- Consent Agenda

- 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.tucsonaz.gov/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.tucsonaz.gov/agdocs. 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.tucsonaz.gov/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, NOVEMBER 15, 2004 – 5:30 P.M.
MAYOR AND COUNCIL CHAMBERS
(CITY HALL, 255 WEST ALAMEDA, TUCSON, ARIZONA)

1. ROLL CALL

2. INVOCATION AND PLEDGE OF ALLEGIANCE

INVOCATION – Reverend Lee Norris May, Prince Chapel African Methodist Episcopal Church

PLEDGE OF ALLEGIANCE – Mayor, Council and public in attendance

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

(a) Report from City Manager NOV15-04-638 CITY-WIDE

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

(a) Report from City Manager NOV15-04-639 CITY-WIDE

5. LIQUOR LICENSE APPLICATIONS

(a) Report from City Manager NOV15-04-637 CITY-WIDE

(b) LIQUOR LICENSE APPLICATION(S)

New License(s)

(1)	INNSUITES TUCSON CITY CENTER	<u>Staff Recommendation</u>
	SUITE HOTEL & CONFERENCE RESORT	
	475 N. Granada Avenue	Police: In Compliance
	Applicant: Douglas B. Caron	DSD: In Compliance
	City #083-04, Ward 1	Bus. License: In Compliance
	Series #11	
	Action must be taken by: November 28, 2004	

- | | | |
|-----|---|---|
| (2) | SUPER CARNICERIA EL
HERRADERO #2
5434 S. 12th Avenue
Applicant: Hiram N. Rascon
City #085-04, Ward 1
Series #10
Action must be taken by: December 2, 2004 | <u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance
Bus. License: In Compliance |
|-----|---|---|

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(s)

- | | | |
|-----|--|---|
| (3) | RIALTO THEATER
318 E. Congress Street
Applicant: Douglas W. Biggers
City #079-04, Ward 6
Series #7
Action must be taken by: November 22, 2004 | <u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance
Bus. License: In Compliance |
|-----|--|---|

- | | | |
|-----|--|---|
| (4) | THE HOME DEN
2607 N. 1st Avenue
Applicant: Francisco A. Ortiz
City #082-04, Ward 3
Series #6
Action must be taken by: November 28, 2004 | <u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance
Bus. License: In Compliance |
|-----|--|---|

PUBLIC OPINION: PROTESTS FILED

NOTE: For a person to person transfer, Mayor and Council may consider the applicant's capability, qualifications and reliability.

Person/Location Transfer(s)

- | | | |
|-----|--|---|
| (5) | LE BUZZ CAFFE & NEWS
9121 E. Tanque Verde Road #125
Applicant: Dennis M. Hadley
City #081-04, Ward 2
Series #7
Action must be taken by: November 21, 2004 | <u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance
Bus. License: In Compliance |
|-----|--|---|

- | | |
|--|---|
| (6) PASTICHE MODERN EATERY
3025 N. Campbell Avenue #121
Applicant: Patrick M. Connors
City #080-04, Ward 3
Series #7
Action must be taken by: November 26, 2004 | <u>Staff Recommendation</u>

Police: In Compliance
DSD: In Compliance
Bus. License: In Compliance |
|--|---|

NOTE: For a person and location transfer, Mayor and Council can consider the applicant's capability, qualifications, reliability and location issues.

6. CONSENT AGENDA – ITEMS A THROUGH B

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. 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".

8. PUBLIC HEARING: LOS REALES NUMBER TWO ANNEXATION DISTRICT (CONTINUED FROM MEETING OF NOVEMBER 8, 2004)

- (a) Report from City Manager NOV15-04-640 W5
- (b) Hearing: on annexation of city owned property to be used for future expansion of the present Los Reales Landfill. In addition, the property will be used for storm water retention facilities for flows generated from the northeast portion of the landfill. The district comprises 0.131 square miles (84 acres) and is north of and contiguous to the Los Reales Landfill.

The City Manager recommends that the Mayor and Council Direct staff to proceed with the Los Reales Number Two Annexation District.

9. ZONING: (C9-03-15) PLACITA DEL RIO – I-19 AND IRVINGTON ROAD R-1 TO R-2 AND C-1, ORDINANCE ADOPTION

- (a) Report from City Manager NOV15-04-642 W1
- (b) Ordinance No. 10085 relating to zoning: amending zoning district boundaries in the area located on the east side of Interstate 19, approximately 500 to 1,000 feet north of Irvington Road behind an existing shopping center in Case C9-03-15, Placita del Rio – I-19 & Irvington Road, R-1 to R-2 and C-1; and setting an effective date.

10. ZONING: (C9-03-08) KALAMAZOO MATERIALS – STONE AVENUE R-2 TO O-2, ORDINANCE ADOPTION

- (a) Report from City Manager NOV15-04-643 W3
- (b) Ordinance No. 10086 relating to zoning: amending zoning district boundaries in the area located on the east side of Stone Avenue, approximately 200 feet north of Pastime Road in Case C9-03-08, Kalamazoo Materials – Stone Avenue, R-2 to O-2; and setting an effective date.

11. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES

- (a) Report from City Manager NOV15-04-636 CITY-WIDE

12. ADJOURNMENT

The next regularly scheduled meeting of the Mayor and Council will be held on Monday, November 22, 2004, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.