

CONSENT AGENDA

TUESDAY, AUGUST 2, 2005 – 5:30 P.M.
MAYOR AND COUNCIL CHAMBERS
(CITY HALL, 255 WEST ALAMEDA, TUCSON, ARIZONA)

6. CONSENT AGENDA ITEMS A THROUGH DD

A. AWARD AGREEMENT: WITH THE ARIZONA ATTORNEY GENERAL FOR A VICTIMS' RIGHTS IMPLEMENTATION ASSISTANCE PROGRAM

1. Report from City Manager AUG2-05-426 CITY-WIDE
2. Resolution No. 20141 relating to victims' rights; approving and authorizing execution of an Award Agreement with the Arizona Attorney General's Office for the FY 2006 Victims' Rights Implementation Assistance Program; and declaring an emergency.

B. FINANCE: CONTINGENCY FUND TRANSFER FOR SUN SOUNDS RADIO READING SERVICES ANNUAL FUNDRAISING FESTIVAL

1. Report from City Manager AUG2-05-446 WARD 4
2. Resolution No. 20142 relating to finance; approving and authorizing the transfer of three hundred (\$300.00) dollars from the Contingency Fund to the Sun Sounds Radio Reading Services, for an Annual Fundraising Festival to be held at Hi Corbett Field; and declaring an emergency.

This is a request by Council Member Scott. Allocation of funds is as follows:
Council Member Scott - \$300.00

C. APPROVAL OF MINUTES

1. Report from City Manager AUG2-05-416 CITY-WIDE
2. Approval of minutes for the special meeting of the Mayor and Council held on June 14, 2005 and regular meetings of the Mayor and Council held June 14, 2005, June 21, 2005, June 28, 2005, and July 6, 2005.

D. FINANCIAL PARTICIPATION AGREEMENT: WITH THE GRAFFITI ABATEMENT PROGRAM IN TUCSON (GAPIT) FOR GRAFFITI ABATEMENT SERVICES

1. Report from City Manager AUG2-05-429 CITY-WIDE
2. Resolution No. 20143 relating to Financial Participation Agreements; authorizing and approving the Financial Participation Agreement with the Graffiti Abatement Program in Tucson (GAPIT) for graffiti abatement services with the City of Tucson; and declaring an emergency.

E. MEMORANDUM OF UNDERSTANDING: WITH THE ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY, THE CITY OF PHOENIX, AND THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA FOR THE ENVIRONMENTAL PROTECTION AGENCY'S BROWNFIELDS REVOLVING LOAN FUND PROGRAM

1. Report from City Manager AUG2-05-428 CITY-WIDE
2. Resolution No. 20144 relating to the Arizona Brownfields Cleanup Revolving Loan Fund Program; authorizing and approving the execution of a Renewed and Restated Memorandum of Understanding between the Arizona Department of Environmental Quality, the City of Phoenix, and the Water Infrastructure Finance Authority of Arizona, and declaring an emergency.

F. TRANSPORTATION: AUTHORIZATION FOR THE TRANSPORTATION DEPARTMENT TO SUBMIT FEDERAL TEA-21 TRANSPORTATION ENHANCEMENT PROPOSALS

1. Report from City Manager AUG2-05-421 CITY-WIDE
2. Resolution No. 20145 relating to transportation; authorizing the Director of the City of Tucson Department of Transportation to submit and sponsor ten (10) Transportation Enhancement Act-21 (TEA-21) Transportation Enhancement Funding Proposals to the Arizona Department of Transportation Review Committee and to expend local matching funds in the event of approval; and declaring an emergency.

G. AGREEMENT: BETWEEN BLUE CROSS AND BLUE SHIELD OF ARIZONA, AND TUCSON FIRE FOR PAYMENT OF AMBULANCE TRANSPORTS

1. Report from City Manager AUG2-05-417 CITY-WIDE
2. Resolution No. 20146 relating to the Fire Department and Emergency Medical Services; authorizing and approving an Agreement between the City of Tucson, acting through the Tucson Fire Department, and Blue Cross and Blue Shield of Arizona, to make City of Tucson a participating provider that can receive funds directly from the insurance company; ratifying the Fire Chief's previous signing of the Agreement on behalf of the City of Tucson, and authorizing and directing the City Clerk to attest the Fire Chief's signature on the Agreement; and declaring an emergency.

H. INDUSTRIAL DEVELOPMENT: AUTHORIZATION FOR THE ISSUANCE OF TUCSON INDUSTRIAL DEVELOPMENT AUTHORITY JUNIOR LIEN EXCISE TAX REVENUE BONDS (RIO NUEVO MULTIPURPOSE FACILITIES DISTRICT – FOX TUCSON THEATRE PROJECT) TAXABLE SERIES 2005

1. Report from City Manager AUG2-05-432 WARD 1
2. Resolution No. 20147 relating to Industrial Development; approving and authorizing the issuance by the Industrial Development Authority of the City of Tucson, Arizona of its Junior Lien Excise Tax Revenue Bonds (Rio Nuevo Multipurpose Facilities District – Fox Tucson Theatre Project), Taxable Series 2005, in an aggregate principal amount not to exceed \$6,100,000 relating to the financing or refinancing of the construction, rehabilitation, improvement, furnishings, fixtures, and equipment of the Historic Fox Tucson Theatre and the payment of certain costs incidental thereto; and declaring an emergency.

I. TUCSON CODE: AMENDING (CHAPTER 20) CONVERTING FROM ONE-WAY TO TWO-WAY TRAFFIC ON PENNINGTON STREET BETWEEN SCOTT AVENUE AND SIXTH AVENUE

1. Report from City Manager AUG2-05-433 WARD 6
2. Ordinance No. 10181 relating to Motor Vehicles and Traffic; converting traffic from one-way to two-way traffic on Pennington Street between Scott Avenue and Sixth Avenue; amending the Tucson Code by amending Tucson Code Section 20-179(28); and declaring an emergency.

J. AGREEMENT: WITH PIMA ASSOCIATION OF GOVERNMENTS FOR TRANSPORTATION PLANNING AND PROFESSIONAL SERVICES FOR FISCAL YEAR 2006

1. Report from City Manager AUG2-05-427 CITY-WIDE
2. Resolution No. 20148 relating to transportation; approving and authorizing the agreement between the City of Tucson Department of Transportation and Pima Association of Governments for Transportation Planning and Professional Services During FY 2006; and declaring an emergency.

K. FINANCIAL PARTICIPATION AGREEMENTS: WITH VARIOUS OUTSIDE AGENCIES FOR FISCAL YEAR 2006

1. Report from City Manager AUG2-05-434 CITY-WIDE
2. Resolution No. 20149 relating to outside agency activities; authorizing and approving the Financial Participation Agreements between the City of Tucson and various outside organizations and the Intergovernmental Agreement between the City of Tucson and Pima County for Fiscal Year 2006; and declaring an emergency.

L. GRANT AGREEMENT: WITH THE ARIZONA CRIMINAL JUSTICE COMMISSION FOR DRUG CONTROL AND SYSTEM IMPROVEMENT

1. Report from City Manager AUG2-05-435 CITY-WIDE
2. Resolution No. 20150 relating to Grants; approving and authorizing execution of a Drug Control & System Improvement (DC&SI) Grant Agreement with the Arizona Criminal Justice Commission for Drug Control and System Improvement for FY 2006; and declaring an emergency.

M. FINANCE: REQUESTING EXEMPTION FROM POSTING SECURITY FOR SELF-INSURED WORKERS' COMPENSATION CLAIMS

1. Report from City Manager AUG2-05-438 CITY-WIDE
2. Request to the Industrial Commission of Arizona for Exemption from Requirement to Post Security for City of Tucson Self-Insured Workers' Compensation Claims

N. GRANT APPLICATION AND AGREEMENT: WITH THE ARIZONA STATE LIBRARY, ARCHIVES AND PUBLIC RECORDS FOR LIVE ONLINE HOMEWORK HELP

1. Report from City Manager AUG2-05-439 CITY-WIDE
2. Resolution No. 20151 relating to library agreements; authorizing and ratifying the execution of the grant application and agreement between the City of Tucson and the Arizona State Library, Archives and Public Records for a Library Services and Technology Act Grant to provide live online homework help assistance; and declaring an emergency.

O. TUCSON CONVENTION CENTER: APPROVAL OF A USE AGREEMENT WITH THE SOUTHERN ARIZONA HOME BUILDERS ASSOCIATION (SAHBA) FOR HOME SHOWS

1. Report from City Manager AUG2-05-441 CITY-WIDE
2. Resolution No. 20152 relating to the Tucson Convention Center; authorizing the Mayor to execute on behalf of the City of Tucson an Agreement with the Southern Arizona Home Builders Association for the use of the Tucson Convention Center for Home Shows for five years; and declaring an emergency.

P. ELECTIONS: DESIGNATING POLLING PLACES AND APPOINTING ELECTION BOARDS FOR THE SEPTEMBER 13 PRIMARY ELECTION

1. Report from City Manager AUG2-05-431 CITY-WIDE
2. Resolution No. 20153 relating to elections; designating the polling places where votes may be cast in the City of Tucson's September 13, 2005 Primary Election; listing precincts combined for the Primary Election, with one designated polling place; listing precincts not combined with any other precincts but having polling places within adjacent precincts because no suitable polling place is available within their own boundaries; and declaring an emergency.
3. Resolution No. 20154 relating to elections; appointing officials who will serve as members of the precinct election boards, early ballot processing boards, and other election boards required for the City of Tucson's September 13, 2005 Primary Election; and declaring an emergency.

Q. ASSURANCE AGREEMENT: (S04-032) TANQUE VERDE PLACE SUBDIVISION (RCP), LOTS 1 TO 58 AND COMMON AREAS “A-1” TO “A-3”, “B-1” AND “B-2”, AND “C-1” AND “C-2”

1. Report from City Manager AUG2-05-440 WARD 2
2. Resolution No. 20155 relating to planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements required in connection with the approval in Case No. S04-032 of a Final Plat for the Tanque Verde Place Subdivision, Lots 1 to 58 and Common Areas “A-1” – “A-3”, “B-1” & “B-2”; and “C-1” & “C-2”; and declaring an emergency.

R. FINAL PLAT: (S04-032) TANQUE VERDE PLACE SUBDIVISION (RCP), LOTS 1 TO 58 AND COMMON AREAS “A-1” TO “A-3”, “B-1” AND “B-2”, AND “C-1” AND “C-2”

1. Report from City Manager AUG2-05-424 WARD 2
2. The City Manager recommends that, after approval of the assurance agreement, the Mayor and Council approve the final plat as presented. The applicant is advised that building/occupancy permits are subject to the availability of water/sewer capacity at the time of actual application.

S. REAL PROPERTY: VACATION AND SALE OF SURPLUS PROPERTIES LOCATED AT 309 WEST SIXTH STREET, 375 NORTH MAIN AVENUE, AND 433 NORTH MAIN AVENUE

1. Report from City Manager AUG2-05-415 WARD 1
2. Ordinance No. 10185 relating to real property; vacating and declaring certain City-owned property located at 309 West Sixth Street to be surplus and authorizing the sale thereof to Katherine Bennen; and declaring an emergency.
3. Ordinance No. 10186 relating to real property; vacating and declaring certain City-owned property located at 375 North Main Avenue to be surplus and authorizing the sale thereof to Rose Holstad; and declaring an emergency.
4. Ordinance No. 10187 relating to real property; vacating and declaring certain City-owned property located at 433 North Main Avenue to be surplus and authorizing the sale thereof to Christopher Carroll and Susan Aiken; and declaring an emergency.

T. REAL PROPERTY: DEVELOPMENT AND EXCHANGE AGREEMENT WITH LOFTS AT FIFTH AVENUE LLC FOR PROPERTY LOCATED AT FIFTH AVENUE AND SIXTH STREET

1. Report from City Manager AUG2-05-449 WARD 6
2. Ordinance No. 10191 relating to real property; vacating and declaring certain City owned real property in the vicinity of Fifth Avenue between Fifth Street and Sixth Street to be surplus, and authorizing the exchange thereof to Lofts at Fifth Avenue LLC; and declaring an emergency.

U. AGREEMENTS: WITH THE TUCSON AUDUBON SOCIETY AND OTHER ORGANIZATIONS TO CONDUCT HABITAT RECOVERY AND RESTORATION PROJECTS IN AVRA VALLEY

1. Report from City Manager AUG2-05-448 OUTSIDE CITY
2. Resolution No. 20161 relating to real property; authorizing the City Manager to secure agreements with the Tucson Audubon Society and federal, state, and other non-profit organizations to conduct habitat recovery and restoration projects on the City of Tucson's former Martin Farm in Avra Valley, and declaring an emergency.

V. ASSURANCE AGREEMENT: (S04-102) ALLEN ROAD TOWNHOMES, LOTS 1 TO 18 AND COMMON AREAS "A", "B", "C" AND "D"

1. Report from City Manager AUG2-05-451 WARD 3

Material for this item will be available on the City website and in the City Clerk's office on Friday, July 29, 2005.

W. FINAL PLAT: (S04-102) ALLEN ROAD TOWNHOMES, LOTS 1 TO 18 AND COMMON AREAS "A", "B", "C" AND "D"

1. Report from City Manager AUG2-05-452 WARD 3

Material for this item will be available on the City website and in the City Clerk's office on Friday, July 29, 2005.

X. ASSURANCE AGREEMENT: (S04-035) TANQUE VERDE LA RIENDA SUBDIVISION, LOTS 1 TO 6

1. Report from City Manager AUG2-05-453 WARD 2

Material for this item will be available on the City website and in the City Clerk's office on Friday, July 29, 2005.

Y. FINAL PLAT: (S04-035) TANQUE VERDE LA RIENDA SUBDIVISION, LOTS 1 TO 6

1. Report from City Manager AUG2-05-454 WARD 2

Material for this item will be available on the City website and in the City Clerk's office on Friday, July 29, 2005.

Z. REAL PROPERTY: RIGHT-OF-WAY ACQUISITION – GRANT ROAD/ALVERNON WAY FOR SIDEWALK ACCESS RAMPS AND BUS SHELTERS

1. Report from City Manager AUG2-05-455 WARD 3
2. Resolution No. 20156 relating to real property; authorizing the City Manager to acquire by negotiation, and the City Attorney to condemn if necessary certain rights-of-way located along Alvernon Way, north and south of Grant Road for installation of Americans with Disabilities Act (ADA) compliant sidewalk access ramps and to upgrade bus facilities; and declaring an emergency.

AA. FINANCE: CONTINGENCY FUND TRANSFER TO THE VIETNAM VETERAN'S OF AMERICA, ARIZONA CHAPTER 106, FOR THE ANNUAL NAM JAM

1. Report from City Manager AUG2-05-456 WARD 2
2. Resolution No. 20157 relating to finance; approving and authorizing the transfer of two hundred fifty dollars (\$250) from the Contingency Fund to the Vietnam Veteran's of America, Arizona Chapter 106, to offset expenses associated with the XVII Annual Nam Jam; and declaring an emergency.

This is a request by Council Member West. Allocation of funds is as follows:
Council Member West - \$250.00

BB. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH ARIZONA GAME AND FISH FOR THE HABITAT CONSERVATION PLAN GRANT

1. Report from City Manager AUG2-05-447 WARDS 1, 3, 4, 5, AND OUTSIDE CITY
2. Resolution No. 20158 relating to intergovernmental agreements; approving and authorizing execution of Amendment Two to an Intergovernmental Agreement between the City of Tucson and the Arizona Game and Fish Department for Management of the Segment 1 Habitat Conservation Plan Grant; and declaring an emergency.

CC. TRANSPORTATION: RATIFICATION OF EASEMENT AND TEMPORARY ACCESS AND CONSTRUCTION LICENSE AGREEMENT FOR A BUS SHELTER LOCATED ON CAMPBELL AVENUE

1. Report from City Manager AUG2-05-457 WARD 3
2. Resolution No. 20159 relating to transportation; authorizing and approving the execution of the Temporary Access and Construction License and the Bus Shelter Easement between Camelback Corporate Center Joint Venture, LLC and the City of Tucson for a bus shelter located on the east side of Campbell Avenue, north of Glenn Street; and declaring an emergency.

DD. AGREEMENT: WITH THE PIMA COUNTY FLOOD CONTROL DISTRICT AND THE U.S. ARMY CORPS OF ENGINEERS FOR THE EL RIO MEDIO FEASIBILITY STUDY OF THE SANTA CRUZ RIVER

1. Report from City Manager AUG2-05-450 WARDS 1 AND 3
2. Resolution No. 20160 relating to Water; approving and authorizing execution of the El Rio Medio “Feasibility Study Agreement Regarding the Santa Cruz River Between Grant Road and Fort Lowell Road” between the City of Tucson, Pima County Flood Control District, and the United States Army Corps of Engineers and an Intergovernmental Agreement between the City of Tucson and the Pima County Flood Control District for Reimbursement of Local Match Costs Arising from the El Rio Medio Feasibility Study; and declaring an emergency.