



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 Tuesdays 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).

Spanish language interpreting assistance is available during the meeting. If you need assistance, contact the Council Reporter located near the front, right side of the Chambers.

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, address, whether you reside in the City of Tucson and whom you represent, before proceeding. Any person who is representing people 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".
- 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
Steve Leal – Vice Mayor

Council Members

José J. Ibarra **Ward 1**
Carol W. West **Ward 2**
Karin Uhlich **Ward 3**

Shirley C. Scott **Ward 4**
Steve Leal **Ward 5**
Nina J. Trasoff **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. In addition, replays of the meetings are cablecast on Tucson 12 as follows:
Wednesdays – 9:00 p.m. Thursdays – 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

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 MEETING

TUESDAY, JUNE 27, 2006 – 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 Kati Houts, Water of Life Metropolitan Community Church

PLEDGE OF ALLEGIANCE – Mayor, Council and public in attendance

PRESENTATION

- a. Proclamation to Endorse and Support the Implementation of a New National Agenda for Urban Parks and Recreation.
- b. Presenting a copper plaque to Dr. Herbert K. Abrams to honor his work in public health.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

- a. Report from City Manager JUNE27-06-327 CITY-WIDE

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

- a. Report from City Manager JUNE27-06-328 CITY-WIDE

5. LIQUOR LICENSE APPLICATIONS

a. Report from City Manager JUNE27-06-329 CITY-WIDE

b. Liquor License Applications

New License

1. Fas Fuel, Ward 3
3601 N. Oracle Rd.
Applicant: Muhammad Shafiq Rana
Series 10, City 52-06
Action must be taken by: July 8, 2006

Staff has indicated the applicant is in compliance with city requirements.
(CONTINUED FROM MAYOR AND COUNCIL MEETING OF
JUNE 20, 2006)

2. Carrabba's Italian Grill #9, Ward 2
7575 E. Broadway Blvd.
Applicant: Amy S. Nations
Series 12, City 50-06
Action must be taken by: July 6, 2006

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

3. Cafe Paraiso, Ward 6
820 E. University Blvd.
Applicant: Ray Gene Easterbrook
Series 12, City 53-06
Action must be taken by: July 10, 2006

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

4. Fry's Food & Drug #58, Ward 5
2001 E. Irvington Rd.
Applicant: Stephen Michael McKinney
Series 09, City 54-06
Action must be taken by: July 14, 2006

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

5. Fry's Signature Store #90, Ward 4
8080 S. Houghton Rd.
Applicant: Stephen Michael McKinney
Series 09, City 55-06
Action must be taken by: July 14, 2006

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

6. Fry's Food & Drug #33, Ward 4
7050 E. Golf Links Rd.
Applicant: Stephen Michael McKinney
Series 09, City 56-06
Action must be taken by: July 14, 2006

PUBLIC OPINION: PROTEST FILED

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

7. Circle K Store #2912, Ward 1
2405 N. Silverbell Rd.
Applicant: Kim Kenneth Kwiatkowski
Series 09, City 57-06
Action must be taken by: July 14, 2006

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

8. Sushi King, Ward 3
1800 E. Fort Lowell Rd. #116
Applicant: Shoichi Seki
Series 12, City 59-06
Action must be taken by: July 17, 2006

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)

Person Transfer

9. Ramada Inn & Suites Foothills, Ward 2
6944 E. Tanque Verde Rd.
Applicant: Dilip B. Patel
Series 07, City 58-06
Action must be taken by July 16, 2006

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

NOTE: State law provides that for a person to person transfer, Mayor and Council may consider the applicant's capability, qualifications and reliability. (A.R.S. Section 4-203)

c. Special Event

NOTE: There are no applications for special events scheduled for this meeting.

d. Agent Change

1. Radisson Suites Tucson, Ward 2
6555 E. Speedway Blvd.
Applicant: Alicia Margarita Wiley
Series 11, City AC13-06
Action must be taken by: July 15, 2006

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

NOTE: The local governing body of the city, town or county may protest the acquisition of control within sixty days based on the capability, reliability and qualification of the person acquiring control. (A.R.S. Section 4-203.F)

6. **CONSENT AGENDA – ITEMS A THROUGH Q**

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.

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. TUCSON CODE: ADOPTION OF THE ANNUAL COMPENSATION PLAN FOR EMPLOYEES OF THE CITY OF TUCSON FOR FISCAL YEAR 2007 (CONTINUED FROM THE MEETING OF JUNE 20, 2006)

- a. Report from City Manager JUNE27-06-326 CITY-WIDE
- b. It is recommended that the Mayor and Council adopt a Compensation Plan Ordinance incorporating one of the three options listed below:

Option 1: Progressive Fuel Cost Allowance for employees earning less than \$50,000 for implementation on August 6, 2006.

Ordinance No. 10289 relating to Compensation Plan; Tucson Code Chapter 10, Article II, Section 10-31, continuing the FY 2006 Compensation Plan schedules and ordinances through July 8, 2006, adopting salary schedules for Fiscal Year 2007; implementing Section 10-31; ratifying, reaffirming and reenacting Sections 10-31(7), providing percentages for calculation of compensation from salary schedules for employees in specified assignment positions; Section 10-33, Language communication compensation; Section 10-33.1, Providing for proficiency pay for commissioned police personnel certified as bilingual users of American Sign Language (ASL) or Spanish; Section 10-34, Incentive pay for fire prevention inspectors; Section 10-35, Fire battalion chief call back shift pay; Section 10-47, Recruiting referral compensation for police officer applicants' program; Section 10-48, Supplement to military pay; Section 10-49, Holiday and BOI pay for commissioned officers of the Tucson Police Department of the position of lieutenant and assignment positions of captain and assistant chief; Section 10-53, Pipeline protection program; compensation; Section 10-53.1, Permanent and probationary city civil service employees and elected officials and appointed employees downtown allowance; Section 10-53.2, Maintenance management program, assignment and incentive pay compensation; Section 10-53.3, Career Enhancement Program (CEP) incentive pay for commissioned police

personnel through rank of captain; amending Sections 10-34.1, Assignment and incentive pay for maintaining paramedic certification and working as paramedics, providing revised eligibility standards; adding Section 10-53.4, Providing additional compensation for public safety command staff; adding Section 10-53.5, Providing for honor guard assignment compensation; adding Section 10-53.6 providing for fuel cost allowance, all as part of implementation of the Annual Compensation Plan for Fiscal Year 2007; and declaring an emergency.

Option 2: Cost of labor adjustment for implementation on July 9, 2006.

Ordinance No. 10289 relating to compensation plan; Tucson Code Chapter 10, Article II, Section 10-31, continuing the FY 2006 Compensation Plan schedules and ordinances through July 8, 2006, adopting salary schedules for Fiscal Year 2007; implementing Section 10-31; Ratifying, reaffirming and reenacting Sections 10-31(7), Providing percentages for calculation of compensation from salary schedules for employees in specified assignment positions; Section 10-33, Language communication compensation; Section 10-33.1, Providing for proficiency pay for commissioned police personnel certified as bilingual users of American Sign Language (ASL) or Spanish; Section 10-34, Incentive pay for fire prevention inspectors; Section 10-35, Fire battalion chief call back shift pay; Section 10-47, Recruiting referral compensation for police officer applicants' program; Section 10-48, Supplement to military pay; Section 10-49, holiday and BOI pay for commissioned officers of the Tucson Police Department of the position of lieutenant and assignment positions of captain and assistant chief; Section 10-53, Pipeline protection program; compensation; Section 10-53.1, Permanent and probationary city civil service employees and elected officials and appointed employees downtown allowance; Section 10-53.2, Maintenance management program, assignment and incentive pay compensation; Section 10-53.3, Career Enhancement Program (CEP) incentive pay for commissioned police personnel through rank of captain; amending Sections 10-34.1, Assignment and incentive pay for maintaining paramedic certification and working as paramedics, providing revised eligibility standards; adding Section 10-53.4, Providing additional compensation for public safety command staff; adding Section 10-53.5, Providing for honor guard assignment compensation; all as part of implementation of the Annual Compensation Plan for Fiscal Year 2007; and declaring an emergency.

Option 3: Fuel Cost Allowance for employees earning less than \$35,000 for implementation on August 6, 2006.

Ordinance No. 10289 relating to Compensation Plan; Tucson Code Chapter 10, Article II, Section 10-31, continuing the FY 2006 Compensation Plan schedules and ordinances through July 8, 2006, adopting salary schedules for Fiscal Year 2007; implementing Section 10-31; ratifying, reaffirming and reenacting Sections 10-31(7), providing percentages for calculation of compensation from salary schedules for employees in specified assignment positions; Section 10-33,

Language communication compensation; Section 10-33.1, Providing for proficiency pay for commissioned police personnel certified as bilingual users of American Sign Language (ASL) or Spanish; Section 10-34, Incentive pay for fire prevention inspectors; Section 10-35, Fire battalion chief call back shift pay; Section 10-47, Recruiting referral compensation for police officer applicants' program; Section 10-48, Supplement to military pay; Section 10-49, Holiday and BOI pay for commissioned officers of the Tucson Police Department of the position of lieutenant and assignment positions of captain and assistant chief; Section 10-53, Pipeline protection program; compensation; Section 10-53.1, Permanent and probationary city civil service employees and elected officials and appointed employees downtown allowance; Section 10-53.2, Maintenance management program, assignment and incentive pay compensation; Section 10-53.3, Career Enhancement Program (CEP) incentive pay for commissioned police personnel through rank of captain; amending Sections 10-34.1, Assignment and incentive pay for maintaining paramedic certification and working as paramedics, providing revised eligibility standards; adding Section 10-53.4, Providing additional compensation for public safety command staff; adding Section 10-53.5, Providing for honor guard assignment compensation; adding Section 10-53.6 providing for fuel cost allowance, all as part of implementation of the Annual Compensation Plan for Fiscal Year 2007; and declaring an emergency.

9. TUCSON CODE: AMENDING (CHAPTER 10) RELATING TO EMPLOYEES SEPARATING FROM THE CITY JUNE 25 THROUGH JULY 8, 2006 (CONTINUED FROM THE MEETING OF JUNE 20, 2006)

- a. Report from City Manager JUNE27-06-351 CITY-WIDE
- b. Ordinance No. 10293 relating to compensation plan; Tucson Code Chapter 10, amending implementation provisions of FY2007 Compensation Plan salary schedules, providing for special implementation of schedules for purposes of payment of vacation and/or sick leave accruals to eligible separating employees and annual sell back of sick leave by eligible employees; and declaring an emergency.

10. PUBLIC HEARING: ZONING C9-06-08 PRESIDIO TERRACE – PASEO REDONDO, PAD-2 AMENDMENT, ORDINANCE ADOPTION

- a. Report from City Manager JUNE27-06-332 WARD 1
- b. Hearing on a request to amend the requirements for approximately one acre of the 17 acre *La Entrada Planned Area Development* (PAD-2). The parcel is located on northeast portion of the block bounded by Granada Avenue on the west, Paseo Redondo on the north, Main Avenue on the east and Alameda Street on the south. Applicant: Peggy Noonan of Presidio Terrace, LLC.

- c. The plan proposes an alternative mix of land uses, increased residential density, increased building height, reduced parking, and reduced building setbacks. Additional criteria are proposed for vehicular access, landscaping and screening, loading zones, and refuse collection. The request also removes the existing cap on commercial development, the minimum per unit open space requirement, and reduces or modifies the requirements for residential development fronting Paseo Redondo and Main Avenue.

Subsequent to the Zoning Examiner's public hearing on May 18, 2006, three citizens filed requests with the City Clerk for public hearing as allowed by section 5.4.3.2.H of the *Land Use Code*.

The Zoning Examiner held a public hearing on May 18, 2006, on behalf of the Mayor and Council. The Examiner recommends approval of the proposed amendment to the *La Entrada Planned Area Development (PAD-2)*. Development Services Department recommends approval of the proposed amendment to the *La Entrada Planned Area Development (PAD-2)*.

Two (2) written approvals and one hundred and four (104) written protests were received for this case prior to the Zoning Examiner's May 18, 2006 public hearing. Subsequent to the Zoning Examiner's public hearing, five (5) additional written approvals and one (1) additional written protest were received, and one (1) written protest was rescinded. Currently there are seven (7) written approvals and one hundred and four (104) written protests on file for this case. Eight (8) of the protests are within the 150 foot area, representing a fifty-one percent (51%) protest by area to the north. Zero percent (0%) protests have been received in all other quadrants. The protests generally allude to incompatible building height for the area and increase in traffic and noise.

- d. Ordinance No. 10301 relating to zoning: amending zoning district boundaries in the area located on the north and east portion of the block bounded by Granada Avenue on the west, Paseo Redondo on the north, Main Avenue on the east and Alameda Street on the south in Case C9-06-08, Presidio Terrace – Paseo Redondo, by amending a portion of the *La Entrada Planned Area Development (PAD-2)*; and setting an effective date.

Because the protest level exceeds 20 percent to the north, a three fourths majority vote will be necessary to adopt the attached ordinance.

11. ZONING: (C15-05-05) ESTABLISHING ORIGINAL CITY ZONING FOR THE MELPOMENE/22ND STREET ANNEXATION DISTRICT, COUNTY SR TO CITY SR, EXTENSION OF ENVIRONMENTAL RESOURCE ZONE, AND THE MAJOR STREETS AND ROUTES PLAN, CITY MANAGER'S REPORT AND ORDINANCE ADOPTION

- a. Report from City Manager JUNE27-06-333 WARD 4
- b. Report from Zoning Examiner dated May 19, 2006
- c. This is a request to establish original City zoning for 43 acres from County SR (Suburban Ranch) to City SR (Suburban Ranch).

The zoning site is located at the southwest corner of Melpomene Way and 22nd Street.

The Zoning Examiner recommends approval of SR zoning, extending the Environmental Resource Zone (ERZ), and extending the Major Streets and Routes (MS&R) Plan within the Melpomene/22nd Street Annexation District.

Staff recommends adoption of the ordinance establishing original City zoning of SR, extending the Environmental Resource Zone (ERZ), and extending the Major Streets and Routes (MS&R) Plan within the Melpomene/22nd Street Annexation District.

One (1) written approval and one (1) written protest were received prior to the Zoning Examiner's public hearing on May 4, 2006.

- d. Ordinance 10296 relating to zoning; establishing original City zoning for approximately 43 acres generally located at the southwest corner of Melpomene Way and 22nd Street, which was annexed to the City of Tucson by Ordinance No. 10222, adopted on December 13, 2005; and setting an effective date.

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

Note: Mayor and Council may not adopt zoning that increases the permitted uses or densities beyond what was permitted under Pima County zoning. If the zoning is denied, there will not be any zoning on the property as of six months from the date of annexation.

12. ZONING: (C9-05-31) OLDOOZ DEVELOPMENT – MELPOMENE WAY, SR TO RX-2, CITY MANAGER’S REPORT

- a. Report from City Manager JUNE27-06-344 WARD 4
- b. Report from Zoning Examiner dated May 19, 2006
- c. Request to rezone approximately 16.3 acres from SR (Low-density, large-lot, single-family residential) to RX-2 (Suburban, low density residential) zoning. Applicant: Carl Winters of Planning Resources, on behalf of the property owner, Christopher Thomas of Oldooz Development.

The rezoning site is located on the west side of Melpomene Way, south of 22nd Street. The applicant proposes to construct 19, one-story, single-family residences on 16.3 acres for a density of 1.1 residences per acre.

The *General Plan* provides policy direction for this area. Policies in the *Plan* support a mix of housing types, protection of washes, and linkages to important habitat areas. Protection of established residential neighborhoods should be provided using compatible architectural styles and residential densities.

The Zoning Examiner recommends authorization of RX-2 zoning subject to the recommended staff conditions.

Staff recommends authorization of RX-2 zoning subject to certain conditions. It is recommended that the following conditions be included:

1. A subdivision plat in substantial compliance with the preliminary development plan dated February 21, 2006, and the Design Compatibility Report, is to be submitted and approved in accordance with Section 4.1.1. of the *Land Use Code*.
2. The owner/developer shall dedicate an additional fifteen feet of right-of-way, as required by the *Major Streets and Routes Plan* along the site frontage on Melpomene Way, to a line 45 feet west of and parallel with the centerline of Melpomene Way.
3. The owner/developer shall dedicate 25-foot radius spandrels at the intersection(s) of site access street(s) with Melpomene Way.
4. The owner/developer shall install a left turn lane to serve the development with appropriate stacking and transitions.

5. The owner/developer shall install sufficient additional pavement to accommodate a five-foot wide bike lane along the entire length of the property that abuts Melpomene Way.
6. Impacts to the floodplain associated with the Coronado Ridge Wash and its tributary crossing the site shall be minimized to the greatest extent possible.
7. At least 30 percent of the site (including the 100 year floodplain) shall be preserved as Natural Undisturbed Open Space (NUOS). NUOS shall be designated as common area.
8. A minimum fifteen-foot wide, naturally vegetated, non-motorized, public trail easement shall be dedicated along the east side of Coronado Ridge Wash. Location shall be coordinated with the Parks and Recreation Department.
9. All buildings on the site shall be limited to one story.
10. All walls visible from a public right-of-way and/or adjacent to existing residential development, are to be graffiti-resistant and incorporate one (1) or more visually appealing design treatments, such as the use of two (2) or more decorative materials like stucco, tile, stone, or brick; a visually interesting design on the wall surface; varied wall alignments, (jog, curve, notch, setback, etc.); and/or trees and shrubs in voids created by the wall variations.
11. Four (4) inch wide or less fence block shall not be used for perimeter walls.
12. An archaeological assessment and survey shall be performed by a qualified archaeologist before any grading or other ground modification takes place. If cultural features or remains are found, testing and data recovery shall be completed as needed. Copies of testing plans, testing reports, data recovery plans and final reports shall be submitted to and approved by the City Historic Preservation Office prior to construction work commencing. If, during construction, human remains and/or associated burial items are discovered, ground disturbing activities in the vicinity of the discovery will cease, the discovery site will be secured, and the Arizona State Museum will be immediately notified as required under A. R. S. 41-865.
13. All outdoor pole and building lighting shall be full cut-off lighting - directed down and away from residential parcels and public roadways.
14. "Safe by Design" concepts shall be incorporated in the subdivision plat for review by the Tucson Police Department.

15. Any relocation, modification, etc., of existing utilities and/or public improvements necessitated by the proposed development shall be at no expense to the public.
16. Five years are allowed from the date of initial authorization to implement and effectuate all Code requirements and conditions of rezoning.

One (1) written approval and zero (0) written protests were received prior to the Zoning Examiner's public hearing on May 4, 2006. Subsequent to the Zoning Examiner's public hearing, two (2) written protests were received. Currently there is one (1) written approval and two (2) written protests on file for this case. The protests are outside the 150 foot area, representing a zero percent protest by area in all directions. The protests allude to devaluation of the property and increase in traffic.

13. FINANCE: FIXING AND LEVYING THE PRIMARY AND SECONDARY PROPERTY TAXES FOR FISCAL YEAR 2007

- a. Report from City Manager JUNE27-06-345 CITY-WIDE
- b. Ordinance No. 10297 relating to taxation; fixing, levying, and assessing primary and secondary property taxes for the City of Tucson upon the assessed valuation of the property within the City of Tucson subject to taxation, each in a certain sum upon each One Hundred Dollars of valuation, sufficient to raise the amount estimated to be required in the annual budget, less the amounts estimated to be received from other sources of revenue and unencumbered balances from the previous fiscal year; providing funds for various purposes, all for the fiscal year ending June 30, 2007; and declaring an emergency.

14. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

- a. Report from City Manager JUNE27-06-330 CITY-WIDE

15. RECONSIDERATION OF ORDINANCES 10290, 10292, 10294, 10295 AND RESOLUTIONS 20360, 20361, 20362, 20363, 20364, 20365, 20366, 20367, 20368, 20369, 20370 AND 20371

- a. Report from City Manager JUNE27-06-354 CITY-WIDE
- b. Ordinance No. 10290 relating to real estate; authorizing and approving the acceptance of a public access and utility easement to the City of Tucson from Esperanza En Escalante in connection with the development of transitional housing for homeless veterans at Nicaragua Street and Calle Polar; and declaring an emergency.

- c. Ordinance No. 10292 relating to procurement: providing for the submission of subcontractor lists in competitive sealed bids by amending Article V, Section 28-48 of Chapter 28 of the Tucson Code; and declaring an emergency.
- d. Ordinance No. 10294 relating to benefits: amending Tucson Code Chapter 22, by retitling chapter; amending Article V, Section 22-95 (sick leave incentive program providing for incentive payment and personal leave days), to extend incentive program for additional years; amending Article VI, Section 22-102 (death benefit for employee group eligible for representation by IAFF), providing expanding qualifying criteria; and declaring an emergency.
- e. Ordinance No. 10295 relating to Planning and Zoning; amending the Tucson Code Chapter 23, Land Use Code, Article II, Zones, Division 8, Overlay Zones, Sections 2.8.10, Rio Nuevo and Downtown (RND) Zone by adding a new Section 2.8.10.8, modification of Development Regulations (MDR); and amending Chapter 23A, Development Compliance Code, Article II, Review Procedures, Division 2, Special Zoning Review, Limited Notice Procedure, Section 23A-40, and Division 3, Special Zoning Review, Full Notice Procedure, Section 23A-52; and declaring an emergency.
- f. Resolution No. 20360 relating to Intergovernmental Agreements; approving and authorizing the Intergovernmental Agreement between Pima County Superior Court and the Tucson City Court for providing jurors to Tucson City Court; and declaring an emergency.
- g. Resolution No. 20361 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. S04-086 of a final plat for the Encanto Village Subdivision, Lots 1 to 11 and Common Areas "A" and "B"; and declaring an emergency.
- h. Resolution No. 20362 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. S04-064 of a final plat for Sierra Pantano Subdivision, Lots 1 to 42 and Common Areas "A" and "B"; and declaring an emergency.
- i. Resolution No. 20363 relating to finance; authorizing and approving a Grant Application to the Gila River Indian Community on behalf of the University of Arizona BIO5 Institute and World Wide Wheat; and declaring an emergency.
- j. Resolution No. 20364 relating to personnel; adopting the ICMA Retirement Corporation Deferred Compensation Plan and Trust document as the City of Tucson's Deferred Compensation Plan; designating a Trustee; and declaring an emergency.

- k. Resolution No. 20365 relating to finance; adopting the Nationwide Retirement Solutions Deferred Compensation Program for commissioned Fire Department employees represented by the local union of the International Association of Firefighters; and declaring an emergency.
- l. Resolution No. 20366 relating to real property; authorizing the City Manager to acquire by negotiation, and the City Attorney to condemn if necessary, certain real property located at 1443 and 1611 East Broadway Boulevard for completion of the widening project of East Broadway Boulevard; and declaring an emergency.
- m. Resolution No. 20367 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. S05-093 of a final plat for the Silverbell Residential Subdivision, Phase I, Lots 1 to 85 and Common Areas “A”, “B”, and “C”; and declaring an emergency.
- n. Resolution No. 20368 relating to water; authorizing the purchase of Type 2 Water Rights from El Rancho Merlita, LLC and conversion of that right to groundwater pumping credits; and declaring an emergency.
- o. Resolution No. 20369 relating to Intergovernmental Agreements; authorizing and approving the execution of an Intergovernmental Agreement with the US Fish and Wildlife Service and the University of Arizona accepting a Grant Award to control buffelgrass in the Tucson area; and declaring an emergency.
- p. Resolution No. 20370 relating to Finance; authorizing and approving the transfer of twenty thousand dollars (\$20,000) from the Ward One Council Office budget to the Community Support Fund, Account No. 001-183-1898-268 to be disbursed to the Last Alarm Foundation to cover costs for the restoration of a 1954 Mack, “Last Alarm,” L-Model Fire Truck, A-Mountain Community House to cover costs of a Memorial Garden in recognition of those who have volunteered their time in building and maintaining the A-Mountain Community House, Arizona Amateur Baseball Congress (AABC) to cover costs for baseball field maintenance for the AABC Annual “Fourth of July” Baseball Tournament, and VOICES, Inc. for the planning of a future proposed downtown youth center named Area 520; and declaring an emergency.
- q. Resolution No. 20371 relating to employee relations; authorizing the City Manager to execute an agreement between the City of Tucson and the Tucson Association of City Employees/Communication Workers of America; and declaring an emergency.

16. ADJOURNMENT

The next regularly scheduled meeting of the Mayor and Council will be held on Thursday, July 6, 2006, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.