





# 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, OCTOBER 10, 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 – Doctor Michael D. Berdine, Dialogue ... *pathways to human understanding*

PLEDGE OF ALLEGIANCE – Mayor, Council and public in attendance

**PRESENTATIONS**

- a. Proclaiming October 2006 as “National Down Syndrome Awareness Month”.
- b. Presentation of award to Lori Lippman, as an “Extraordinary Citizen”.

**3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS**

- a. Report from City Manager OCT10-06-540 CITY-WIDE

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

- a. Report from City Manager OCT10-06-541 CITY-WIDE

**5. LIQUOR LICENSE APPLICATIONS**

a. Report from City Manager OCT10-06-543 CITY-WIDE

b. Liquor License Applications

New License

1. Bamboo Club, Ward 6  
5870 E. Broadway Blvd. #524  
Applicant: Michael Garnreiter  
Series 12, City 91-06  
Action must be taken by: October 19, 2006

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

2. Casa Blanca Mediterranean Cuisine, Ward 1  
281 N. Stone Ave.  
Applicant: Jeff YaCoub Wer  
Series 12, City 92-06  
Action must be taken by: October 20, 2006

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

3. El Taco Tote Real Mexican Grill, Ward 1  
1645 W. Valencia Rd. #111  
Applicant: Martin Jeffers  
Series 12, City 93-06  
Action must be taken by: October 27, 2006

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

4. Mercado Y Carniceria El Herradero, Ward 3  
1020 W. Prince Rd.  
Applicant: Ernesto Rascon  
Series 10, City 94-06  
Action must be taken by: October 26, 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

5. Elbow Room, Ward 3  
1145 W. Prince Rd.  
Applicant: Danny James Preiser  
Series 06, City 95-06  
Action must be taken by: October 26, 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

1. Tucson Firefighter's Assoc. Chili Cook-Off, Ward 1  
160 W. Alameda St.  
Applicant: Gerry R. Bowlin  
City T56-06  
Date of Event: November 17, 2006  
Fundraiser

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

2. Escaramuza Flor de Primavera, Ward 5  
4823 S. 6th Ave.  
Applicant: Francisco J. Celaya  
City T60-06  
Date of Event: October 22, 2006  
Entertainment & Educate Mexican Culture

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

3. Saints Peter and Paul Catholic School, Ward 6  
1436 N. Campbell Avenue  
Applicant: Paul V. Leonardi  
City T62-06  
Date of Event: October 28, 2006  
School Fundraiser / Funds are Utilized to Enhance Facility and Grounds

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

Public Opinion:           Written Argument Filed

4. Borderlands Theater, Ward 6  
40 W. Broadway  
Applicant: Charles Barclay Goldsmith  
City T63-06  
Date of Event: October 27, 2006  
Reception for Performer Danny Guerrero

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

5. Vietnam Veterans of America, Inc. Tucson Chapter 106, Ward 1  
3700 S. La Cholla Blvd.  
Applicant: Juan Rodriguez  
City T64-06  
Date of Event: October 22, 2006  
To Honor the Armed Forces and Its Veterans

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

d. Agent Change/Acquisition of Control

1. Jason's, Ward 5  
6261 E. Benson Hwy.  
Applicant: Thomas Edmond Palmer  
Series 07, City AC19-06  
Action must be taken by: October 20, 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. 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".

**7. CONSENT AGENDA – ITEMS A THROUGH G**

**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.

**8. PUBLIC HEARING: ESTABLISHMENT OF A CITY OF TUCSON HOUSING TRUST FUND AND POTENTIAL FUNDING SOURCES**

- a. Report from City Manager OCT10-06-549 CITY-WIDE
- b. Hearing on the establishment of a City of Tucson Housing Trust Fund and potential funding sources, with initial funding from a Rental Conversion Fee and sale of certain City owned land.

Staff recommends adoption of the attached resolution, authorizing use of land sale proceeds from general fund assets for the Fund, and approval of the governance structure as proposed by the Metropolitan Housing Commission.

- c. Resolution No. 20473 relating to housing; establishing the Tucson Housing Trust Fund and establishing a fee for the conversion of multifamily rental structures to alternative uses; and declaring an emergency

**9. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS**

- a. Report from City Manager OCT10-06-542 CITY-WIDE

**10. ADJOURNMENT**

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, October 17, 2006, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.