

# CONSENT AGENDA

TUESDAY, DECEMBER 5, 2006 – 5:30 P.M.  
MAYOR AND COUNCIL CHAMBERS  
(CITY HALL, 255 WEST ALAMEDA, TUCSON, ARIZONA)

## 7. CONSENT AGENDA ITEMS A THROUGH R

### A. MAYOR AND COUNCIL: AMENDING (CHAPTER 2) OF THE TUCSON CODE RELATING TO MEETINGS OF THE MAYOR AND COUNCIL; AND APPROVING THE MEETING SCHEDULE FOR 2007

1. Report from City Manager DEC5-06-659 CITY-WIDE
2. Ordinance No. 10352 relating to administration; establishing the meeting dates of the Mayor and Council; amending Tucson Code Section 2-26(2) to define the term “first full week of each month”; approving a schedule of meeting dates for 2007; and declaring an emergency.

### B. ASSURANCE AGREEMENT: (S06-061) KILBURN PLACE CONDOMINIUMS, A CONDOMINIUM CONVERSION PROJECT, UNITS 1101, 1102, 1103, 2101, 2102, 2103, 2104, COMMON AREA “A”, AND LIMITED COMMON AREAS “B”, “C”, “D”, “E”, “F”, “G”, AND “H”

1. Report from City Manager DEC5-06-663 WARD 3
2. Resolution No. 20516 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. S06-061 of a final plat for the Kilburn Place Condominiums, a Condominium Conversion Project, Units 1101, 1102, 1103, 2101, 2102, 2103, and 2104, and Common Area “A”, Limited Common Areas “B”, “C”, “D”, “E”, “F”, “G”, and “H”; and declaring an emergency.

### C. FINAL PLAT: (S06-061) KILBURN PLACE CONDOMINIUMS, A CONDOMINIUM CONVERSION PROJECT, UNITS 1101, 1102, 1103, 2101, 2102, 2103, 2104, COMMON AREA “A”, AND LIMITED COMMON AREAS “B”, “C”, “D”, “E”, “F”, “G”, AND “H”

1. Report from City Manager DEC5-06-664 WARD 3
2. Staff 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.

**D. ASSURANCE AGREEMENT: (S06-090) KILBURN MANOR CONDOMINIUMS, A CONDOMINIUM CONVERSION PROJECT, UNITS 1101, 1102, 1103, 2101, 2102, 2103, 2104, COMMON AREA “A”, AND LIMITED COMMON AREAS “B”, “C”, “D”, “E”, “F”, “G”, AND “H”**

1. Report from City Manager DEC5-06-669 WARD 3
2. Resolution No. 20517 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. S06-090 of a final plat for the Kilburn Manor Condominiums, a Condominium Conversion Project, Units 1101, 1102, 1103, 2101, 2102, 2103, and 2104, and Common Area “A”, Limited Common Areas “B”, “C”, “D”, “E”, “F”, “G”, and “H”; and declaring an emergency.

**E. FINAL PLAT: (S06-090) KILBURN MANOR CONDOMINIUMS, A CONDOMINIUM CONVERSION PROJECT, UNITS 1101, 1102, 1103, 2101, 2102, 2103, 2104, COMMON AREA “A”, AND LIMITED COMMON AREAS “B”, “C”, “D”, “E”, “F”, “G”, AND “H”**

1. Report from City Manager DEC5-06-670 WARD 3
2. Staff 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.

**F. ASSURANCE AGREEMENT: (S06-095) KILBURN VIEW CONDOMINIUMS, A CONDOMINIUM CONVERSION PROJECT, UNITS 1101, 1102, 1103, 2101, 2102, 2103, 2104, COMMON AREA “A”, AND LIMITED COMMON AREAS “B”, “C”, “D”, “E”, “F”, “G”, AND “H”**

1. Report from City Manager DEC5-06-671 WARD 3
2. Resolution No. 20518 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. S06-095 of a final plat for the Kilburn View Condominiums, a Condominium Conversion Project, Units 1101, 1102, 1103, 2101, 2102, 2103, and 2104, and Common Area “A”, and Limited Common Areas “B”, “C”, “D”, “E”, “F”, “G”, and “H”; and declaring an emergency.

**G. FINAL PLAT: (S06-095) KILBURN VIEW CONDOMINIUMS, A CONDOMINIUM CONVERSION PROJECT, UNITS 1101, 1102, 1103, 2101, 2102, 2103, 2104, COMMON AREA “A”, AND LIMITED COMMON AREAS “B”, “C”, “D”, “E”, “F”, “G”, AND “H”**

1. Report from City Manager DEC5-06-672 WARD 3
2. Staff 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.

**H. ASSURANCE AGREEMENT: (S04-182) LIMBERLOST COMMONS SUBDIVISION (RCP) LOTS 1 TO 20 AND COMMON AREAS “A” AND “B”**

1. Report from City Manager DEC5-06-665 WARD 3
2. Resolution No. 20519 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. S04-182 of a final plat for the Limberlost Commons Subdivision, Lots 1 to 20 and Common Areas “A” and “B”; and declaring an emergency.

**I. FINAL PLAT: (S04-182) LIMBERLOST COMMONS SUBDIVISION (RCP) LOTS 1 TO 20 AND COMMON AREAS “A” AND “B”**

1. Report from City Manager DEC5-06-666 WARD 3
2. Staff 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.

**J. INTERGOVERNMENTAL AGREEMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY OF PIMA COUNTY FOR IMPLEMENTATION OF APPROVED PROJECTS**

1. Report from City Manager DEC5-06-660 CITY-WIDE
2. Resolution No. 20523 relating to Intergovernmental Agreements; approving and authorizing execution of Intergovernmental Agreements (IGAs) between the City of Tucson and the Regional Transportation Authority of Pima County (RTA) for implementation of approved RTA projects in the Safety Element-Intersection Safety and Capacity Improvements Category; and declaring an emergency.

**K. REAL PROPERTY: APPROVING A LEASE AGREEMENT WITH NEW CINGULAR WIRELESS PCS LLC FOR A WIRELESS CELLULAR ANTENNA AT 4159 SOUTH ELIZABETH DRIVE**

1. Report from City Manager DEC5-06-654 WARD 1
2. Ordinance No. 10353 relating to real property; authorizing and approving the Lease Agreement between the City of Tucson and New Cingular Wireless PCS LLC for a certain portion of right-of-way located at 4159 South Elizabeth Drive (La Mar Park), Tucson, Arizona; and declaring an emergency

**L. REAL PROPERTY: APPROVING A LEASE AGREEMENT WITH NEW CINGULAR WIRELESS PCS LLC FOR A WIRELESS CELLULAR ANTENNA AT 35<sup>TH</sup> STREET AND PANTANO ROAD**

1. Report from City Manager DEC5-06-673 WARD 4
2. Ordinance No. 10354 relating to real property; authorizing and approving the Lease Agreement between the City of Tucson and New Cingular Wireless PCS LLC for a certain portion of right-of-way located at 2445 South Pantano Road, Tucson, Arizona; and declaring an emergency

**M. REAL PROPERTY: TERMINATION OF LEASE AGREEMENT WITH SAGUARO ARTISANS AND APPROVAL OF NEW LEASE WITH KONSTANTINA MAHLIA FOR PROPERTY LOCATED AT THE HISTORIC DEPOT**

1. Report from City Manager DEC5-06-674 WARD 6
2. Resolution No. 20522 relating to real estate; authorizing and approving the termination of the lease agreement with Saguario Artisans for the property located at 410 North Toole Avenue, Suite B; and declaring an emergency.
3. Ordinance No. 10355 relating to real property; authorizing and approving the lease of certain City-owned real property located at 410 North Toole Avenue, Suite B, to Konstantina Mahlia; and declaring an emergency.

**N. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE SUDANESE PROMISE FUND FOR THE RACE FOR THE SUDANESE PROMISE**

1. Report from City Manager DEC5-06-667 WARD 6
2. Resolution No. 20520 relating to Finance; approving and authorizing the allocation of one hundred dollars (\$100) from the Community Support Fund, Account No. 001-183-1898-268, to the Sudanese Promise Fund for the Race for the Sudanese Promise; and declaring an emergency.

This is a request by Council Member Trasoff. Allocation of funds is as follows:  
Council Member Trasoff - \$100.00

**O. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE WORLD WAR II MEMORIAL COMMITTEE FOR THE MEMORIAL BUILDING FUND**

1. Report from City Manager DEC5-06-668 WARD 6
2. Resolution No. 20521 relating to Finance; approving and authorizing the allocation of five hundred dollars (\$500) from the Community Support Fund, Account No. 001-183-1898-268, to the World War II Memorial Committee for the Memorial Building Fund; and declaring an emergency.

This is a request by Council Member Trasoff. Allocation of funds is as follows:  
Council Member Trasoff - \$500.00

**P. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH THE STATE OF ARIZONA FOR THE VALENCIA RESERVE ANNEXATION DISTRICT**

1. Report from City Manager DEC5-06-677 OUTSIDE CITY

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

**Q. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH US HOMES – LENNAR FOR THE VALENCIA RESERVE ANNEXATION DISTRICT**

1. Report from City Manager DEC5-06-678 OUTSIDE CITY

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

**R. FINANCE: COMMUNITY SUPPORT FUND TRANSFER TO THE UNIVERSITY OF ARIZONA CULTURE RHYTHM DANCE CREW**

1. Report from City Manager DEC5-06-679 WARD 1
2. Resolution No. 20524 relating to Finance; approving and authorizing the allocation of six hundred dollars (\$600) from the Community Support Fund, Account No. 001-183-1898-268, to the University of Arizona Culture Rhythm Dance Crew for the December 9, 2006, performance showcase; and declaring an emergency.

This is a request by Council Member Ibarra . Allocation of funds is as follows:  
Council Member Ibarra - \$600.00