

CONSENT AGENDA

WEDNESDAY, AUGUST 5, 2009 – 5:30 P.M.
MAYOR AND COUNCIL CHAMBERS
(CITY HALL, 255 W. ALAMEDA, TUCSON, AZ)

7. CONSENT AGENDA ITEMS A THROUGH HH

A. HUMAN RESOURCES: TIME EXTENSION REQUEST REGARDING MANDATORY RETIREMENT FOR LIEUTENANT MICHAEL LARA

1. Report from City Manager AUG5-09-397 CITY-WIDE
2. Approval of Lieutenant Lara's request for the first one-year extension of five potential extensions in accordance with Tucson City Code Section 10-15 is recommended.

B. PARKS AND RECREATION: RENAMING DON HUMMEL PARK THE "LIMBERLOST FAMILY PARK"

1. Report from City Manager AUG5-09-398 WARD 3
2. Resolution No. 21347 relating to parks and recreation; authorizing and approving the renaming of Don Hummel Park to "Limberlost Family Park"; and declaring an emergency.

C. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY FOR THE WEEKEND BUS SERVICE EXPANSION PROJECT

1. Report from City Manager AUG5-09-399 CITY-WIDE AND OUTSIDE CITY
2. Resolution No. 21348 relating to Intergovernmental Agreements; approving and authorizing execution of Amendment No. 1 to the Intergovernmental Agreement between the City of Tucson and the Regional Transportation Authority of Pima County (RTA) for Weekend Bus Service Expansion; and declaring an emergency.

D. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY FOR THE BUS FREQUENCY AND AREA EXPANSION PROJECT

1. Report from City Manager AUG5-09-400 CITY-WIDE AND OUTSIDE CITY
2. Resolution No. 21349 relating to Intergovernmental Agreements; approving and authorizing execution of Amendment No. 1 to the Intergovernmental Agreement between the City of Tucson and the Regional Transportation Authority of Pima County (RTA) for Bus Frequency and Area Expansion (Overcrowding Relief-Plugs); and improvements; and declaring an emergency.

E. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY FOR WEEKDAY EVENING BUS SERVICE EXPANSION

1. Report from City Manager AUG5-09-401 CITY-WIDE AND OUTSIDE CITY
2. Resolution No. 21350 relating to Intergovernmental Agreements; approving and authorizing execution of Amendment No. 1 to the Intergovernmental Agreement between the City of Tucson and the Regional Transportation Authority of Pima County (RTA) for Weekday Evening Bus Service Expansion; and declaring an emergency.

F. SURPLUS PROPERTY: DONATION OF NINE MODEL YEAR 2003 SUN VAN VEHICLES TO THE REGIONAL TRANSPORTATION AUTHORITY

1. Report from City Manager AUG5-09-402 CITY-WIDE

G. APPROVAL OF MINUTES

1. Report from City Manager AUG5-09-403 CITY-WIDE
2. Approval of minutes for the regular meeting of the Mayor and Council held on April 14, 2009.

H. REAL PROPERTY: APPROVING A LEASE AGREEMENT WITH TUCSON YOUTH COLLECTIVE, INC. FOR SPACE LOCATED AT 191 EAST TOOLE AVENUE

1. Report from City Manager AUG5-09-407 WARD 6
2. Ordinance No. 10695 relating to real property; authorizing and approving the Lease Agreement between the City of Tucson and Tucson Youth Collective, Inc. (d/b/a Skrappy's) for space located at 191 East Toole Avenue; and declaring an emergency.

I. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY FOR THE VAN TRAN PARATRANSIT SERVICE EXPANSION PROJECT

1. Report from City Manager AUG5-09-404 CITY-WIDE & OUTSIDE CITY
2. Resolution No. 21352 relating to Transportation; authorizing and approving Amendment No. 1 to the Intergovernmental Agreement for Transportation Funding between the Regional Transportation Authority of Pima County and the City of Tucson for Regional Transit Service Improvements: Project 47-Special Needs Transit for Elderly and Disabled Citizens-Van Tran Paratransit Service; and declaring an emergency.

J. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY FOR EXPRESS BUS SERVICE EXPANSION IMPROVEMENTS

1. Report from City Manager AUG5-09-405 CITY-WIDE AND OUTSIDE CITY
2. Resolution No. 21351 relating to Intergovernmental Agreements; authorizing and approving the execution of Amendment No. 1 to the Intergovernmental Agreement for Transportation Funding between the Regional Transportation Authority of Pima County and the City of Tucson for Regional Transit Service Improvements: Project 49 – Express Bus Service Expansion Improvements; and declaring an emergency.

K. TUCSON CODE: AMENDING (CHAPTER 22) CITY OF TUCSON EMPLOYEES' SUPPLEMENTAL RETIREMENT SYSTEM REGARDING PENSION ADJUSTMENT IN COMPENSATION AND ACCRUED SERVICE

1. Report from City Manager AUG5-09-409 CITY-WIDE
2. Ordinance No. 10696 relating to Tucson Supplemental Retirement System; amending the Tucson Code, Chapter 22, Pensions, Retirement, Group Insurance, Leave Benefits and other Insurance Benefits, Article III, Division 1 Types of Retirement and Benefits, Section 22-30, Definitions; Section 22-36 Accumulation of Credited Service; Section 22-39, Disability Retirement; Section 22-40 Death Benefits, and declaring an emergency.

L. TRANSPORTATION: ACQUISITION OF RIGHT-OF-WAY FOR THE REGIONAL TRANSPORTATION AUTHORITY BUS PULLOUT AT ALVERNON WAY AND FIFTH STREET

1. Report from City Manager AUG5-09-410 WARD 6
2. Resolution No. 21353 relating to transportation; authorizing the City Manager to acquire by negotiation, and the City Attorney to condemn if necessary, certain real property needed for Regional Transportation Authority (RTA) Bus Pullout at Alvernon Way and Fifth Street; and declaring an emergency.

M. ELECTIONS: DESIGNATING POLLING PLACES AND APPOINTING ELECTION BOARDS FOR THE CITY ELECTION TO BE HELD SEPTEMBER 1, 2009

1. Report from City Manager AUG5-09-412 CITY-WIDE
2. Resolution No. 21354 relating to elections; designating the polling places where votes may be cast in the City of Tucson's September 1, 2009, Primary Election; listing precincts combined for the Primary Election, with one designated polling place within their combined precinct boundaries; listing precincts combined for the Primary Election but having no suitable polling place available within their combined precinct boundaries and, therefore, having one designated polling place outside their combined precinct boundaries in an adjacent precinct; and declaring an emergency.
3. Resolution No. 21355 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 1, 2009, Primary Election; and declaring an emergency.

N. REAL PROPERTY: VACATION AND EXCHANGE OF RIGHT OF WAY AND OTHER REAL PROPERTY INTERESTS WITH SUNBELT STORES CO. LIMITED PARTNERSHIP IN RETURN FOR PARK LAND

1. Report from City Manager AUG5-09-413 WARD 6
2. Ordinance No. 10697 relating to real property; vacating and declaring certain City-owned real property in the vicinity of the Arcadia Wash, west of Beverly Avenue, to be surplus; authorizing the exchange thereof and the conveyance of other interests in City-owned real property to Sunbelt Stores Co. Limited Partnership, as part of an Offer to Exchange Real Property Agreement, in return for park land and other real property interests; and declaring an emergency.

O. ASSURANCE AGREEMENT AND FINAL PLAT: (S06-221) BARRIO ARROYO (R.C.P.), LOTS 1 TO 106, AND COMMON AREAS “A” AND “B”

1. Report from City Manager AUG5-09-414 WARD 2
2. Resolution No. 21356 relating to Planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements and approving the final plat in Case No. S06-221, Barrio Arroyo (R.C.P.) Lots 1-106, Common Areas “A” and “B”; and declaring an emergency.
3. Staff recommends that the Mayor and Council approve the assurance agreement and 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.

P. TRANSPORTATION: AGREEMENT TO EXCHANGE CITY-OWNED REAL PROPERTY WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR PROPERTY LOCATED IN THE HISTORIC WAREHOUSE DISTRICT

1. Report from City Manager AUG5-09-417 WARDS 1 AND 6
2. Ordinance No. 10698 relating to transportation; authorizing and approving an Agreement between the City of Tucson and the Arizona Department of Transportation to exchange City-owned real property known as the “South Yard Drill Track,” located on the westbound I-10 Frontage Road, in return for real property owned by the Arizona Department of Transportation located at 101 West 6th Street and 191 and 197 East Toole Avenue; and declaring an emergency.

Q. TRANSPORTATION: ACCEPTANCE OF EASEMENTS FROM THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR PROPERTIES NECESSARY FOR THE DOWNTOWN LINKS ALIGNMENT

1. Report from City Manager AUG5-09-416 WARDS 1 AND 6
2. Ordinance No. 10699 relating to transportation; authorizing the City Manager to accept easements from the Arizona Department of Transportation for properties necessary for the Downtown Links Project; and declaring an emergency.

R. BOARDS, COMMITTEES AND COMMISSIONS: CREATING THE KOLB/SABINO CANYON ROAD CONNECTION TASK FORCE

1. Report from City Manager AUG5-09-421 WARD 2
2. Resolution No. 21357 relating to Boards and Commissions; creating the Kolb/Sabino Canyon Road Connection Task Force; and declaring an emergency.

S. BOARDS, COMMITTEES AND COMMISSIONS: EXPANSION OF THE MEMBERSHIP OF THE TRANSIT TASK FORCE

1. Report from City Manager AUG5-09-420 CITY-WIDE
2. Resolution No. 21358 relating to boards and commissions; adding to the Transit Task Force four members appointed by the Citizen's Transportation Advisory Committee (CTAC) from its own Transit Subcommittee; amending Section 3 of Resolution 21023; and declaring an emergency.

T. TRANSPORTATION: AUTHORIZATION FOR THE TRANSPORTATION DEPARTMENT TO SUBMIT FEDERAL TRANSPORTATION ENHANCEMENT PROJECT PROPOSALS

1. Report from City Manager AUG5-09-422 CITY-WIDE
2. Resolution No. 21359 relating to Transportation; authorizing the Director of the City of Tucson Department of Transportation to submit and sponsor five (5) Federal SAFETEA-LU Transportation Enhancement Project Proposals to the Arizona Department of Transportation Review Committee, to expend local matching funds in the event of approval, to expend funding for project-related fees and services, to reimburse for Federal funds expended in the event of cancellation, to advertise approved projects within three (3) years; and declaring an emergency.

U. BOARDS, COMMITTEES, AND COMMISSIONS: EXTENDING THE TERM OF SERVICE FOR THE DOWNTOWN LINKS CITIZEN ADVISORY COMMITTEE

1. Report from City Manager AUG5-09-423 WARDS 1 AND 6
2. Resolution No. 21360 relating to Boards and Commissions; amending Resolution No. 20171 to extend the term of the Downtown Links Citizen Advisory Committee; and declaring an emergency.

V. ASSURANCE AGREEMENT AND FINAL PLAT: (S08-119) PLACITA QUIROZ, LOTS 1 TO 5

1. Report from City Manager AUG5-09-425 WARD 1
2. Resolution No. 21361 relating to Planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements and approving the final plat in Case No. S08-119, Placita Quiroz, Lots 1-5; and declaring an emergency.
3. Staff recommends that the Mayor and Council approve the assurance agreement and 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.

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

1. Report from City Manager AUG5-09-406 CITY-WIDE
2. Resolution No. 21362 relating to grants; approving and authorizing execution of a Drug Enforcement Grant Agreement with the Arizona Criminal Justice Commission (ACJC) for Drug Control and System Improvement for Fiscal Year 2010 and declaring an emergency.

X. REAL PROPERTY: ACQUISITION OF WATER EASEMENTS FOR REPLACEMENT OF THE SANDARIO ROAD TRANSMISSION MAIN

1. Report from City Manager AUG5-09-424 OUTSIDE CITY
2. Resolution No. 21363 relating to real property; authorizing the City Manager to acquire by negotiation, and the City Attorney to condemn if necessary, water pipeline easements necessary to replace a 36-inch Sandario Road transmission main located in Avra Valley, along the west side of Sandario Road north of the Tucson-Ajo Highway; and declaring an emergency.

Y. INTERGOVERNMENTAL AGREEMENTS: WITH THE STATE OF ARIZONA FOR ROADWAY IMPROVEMENT PROJECTS UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

1. Report from City Manager AUG5-09-427 CITY-WIDE
2. Resolution No. 21364 relating to Intergovernmental Agreements; authorizing and approving the execution of three Intergovernmental Agreements between the City of Tucson and the State of Arizona for various American Recovery and Reinvestment Act of 2009 (ARRA 2009) projects; and declaring an emergency.

Z. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH EASTSIDE ASSEMBLY OF GOD INC.

1. Report from City Manager AUG5-09-408 OUTSIDE CITY
2. Resolution No. 21365 relating to Pre-Annexation and Development Agreements; authorizing and approving the execution of a Pre-Annexation and Development Agreement between the City of Tucson and Eastside Assembly of God Inc.; and declaring an emergency.

Note: if annexed, area would be in Ward 4

AA. FINANCIAL PARTICIPATION AND INTERGOVERNMENTAL AGREEMENTS: WITH VARIOUS OUTSIDE AGENCIES

1. Report from City Manager AUG5-09-429 CITY-WIDE
2. Resolution No. 21366 relating to outside agency activities; authorizing and approving the Financial Participation Agreements between the City of Tucson and various outside agencies and the Intergovernmental Agreements between the City of Tucson and Pima County for Fiscal Year 2010; and declaring an emergency.

BB. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE INCARCERATION OF CITY PRISONERS

1. Report from City Manager AUG5-09-430 CITY-WIDE
2. Resolution No. 21367 relating to Intergovernmental Agreements; approving and authorizing the execution of an Intergovernmental Agreement between the City of Tucson and Pima County for the incarceration of City Prisoners for Fiscal Year 2010; and declaring an emergency.

CC. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY AND THE ARIZONA ATTORNEY GENERAL FOR THE OPERATION OF THE ELDER ABUSE TASK FORCE AND REPEALING RESOLUTION 21193

1. Report from City Manager AUG5-09-426 CITY-WIDE
2. Resolution No. 21368 relating to Intergovernmental Agreements; repealing Resolution No. 21193 and authorizing and approving the execution of the second amendment to the Intergovernmental Agreement between the City of Tucson, Pima County, and the Arizona Office of the Attorney General for the operation of the Elder Abuse Task Force; and declaring an emergency.

DD. INTERGOVERNMENTAL AGREEMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY OF PIMA COUNTY FOR THE NEIGHBORHOOD CIRCULATOR BUS SYSTEMS PROJECT

1. Report from City Manager AUG5-09-433 CITY-WIDE AND OUTSIDE CITY
2. Resolution No. 21370 relating to Transportation; authorizing and approving the Intergovernmental Agreement for Transportation Funding, between the Regional Transportation Authority of Pima County and the City of Tucson for the Neighborhood Circulator Bus Systems Project; and declaring an emergency.

EE. REAL PROPERTY: APPROVING SECOND AMENDMENT TO THE LEASE AGREEMENT WITH LP&G, INC. FOR PROPERTY LOCATED IN THE HISTORIC DEPOT

1. Report from City Manager AUG5-09-431 WARD 6
2. Ordinance No. 10704 relating to real property; authorizing and approving the Second Amendment to the Lease Agreement with L P & G, Inc. located in the Historic Depot at 400 North Toole Avenue, Suite 280; and declaring an emergency.

FF. AGREEMENT: WITH PIMA COUNTY FOR GRANTS UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT NEIGHBORHOOD STABILIZATION PROGRAM 2

1. Report from City Manager AUG5-09-434 CITY-WIDE

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

**GG. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT AMENDMENT:
WITH RAYTHEON MISSILE SYSTEMS**

1. Report from City Manager AUG5-09-435 WARD 5

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

**HH. ELECTIONS: CALLING A SPECIAL ELECTION TO BE HELD ON
NOVEMBER 3, 2009**

1. Report from City Manager AUG5-09-436 CITY-WIDE

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