

CONSENT AGENDA

**WEDNESDAY, SEPTEMBER 9, 2009 – 5:30 P.M.
MAYOR AND COUNCIL CHAMBERS
(CITY HALL, 255 W. ALAMEDA, TUCSON, AZ)**

7. CONSENT AGENDA ITEMS A THROUGH V

A. ASSURANCE AGREEMENT AND FINAL PLAT: (S07-202) STEFAN ACRES, LOTS 1 TO 4

1. Report from City Manager SEP9-09-448 WARD 2
2. Resolution No. 21374 relating to Planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements and approving the final plat in Case No. S07-202, Stefan Acres Lots, 1 through 4; 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.

B. ASSURANCE AGREEMENT AND FINAL PLAT: (S08-067) NELSON MOBILE HOME ESTATES II, LOTS 1 TO 11, AND COMMON AREAS “A” TO “D”

1. Report from City Manager SEP9-09-447 WARD 5
2. Resolution No. 21375 relating to Planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements and approving the final plat in Case No. S08-067, Nelson Mobile Home Estates II, Lots 1 through 11, Common Areas “A”, “B”, “C” and “D”; 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.

C. REAL PROPERTY: CONVEYANCE OF RESIDENTIAL LOT TO OLD PUEBLO COMMUNITY FOUNDATION FOR DEVELOPMENT OF AFFORDABLE HOUSING

1. Report from City Manager SEP9-09-446 WARD 1
2. Ordinance No. 10706 relating to real property; declaring certain City owned real property located at 2441 West Armadillo Drive to be surplus; authorizing the conveyance thereof to the Old Pueblo Community Foundation at no cost for the purpose of developing affordable housing; and declaring an emergency.

D. HUMAN RESOURCES: TIME EXTENSION REQUEST REGARDING MANDATORY RETIREMENT FOR OFFICER STEVE SMITH

1. Report from City Manager SEP9-09-443 CITY-WIDE
2. Approval of Officer Smith's request for the second one-year extension of five potential extensions in accordance with Tucson City Code Section 10-15 is recommended.

E. MAYOR AND COUNCIL: AMENDING THE 2009 MAYOR AND COUNCIL MEETING SCHEDULE

1. Report from City Manager SEP9-09-449 CITY-WIDE
2. Ordinance No. 10707 relating to administration; amending Section 1 of Ordinance 10617, which approved a schedule of Mayor and Council regular meeting dates for 2009, to reschedule the regular meeting date of Tuesday, October 13, 2009 to Wednesday, October 14, 2009; and declaring an emergency.

F. TRANSPORTATION: ACQUISITION OF RIGHT-OF-WAY FOR THE REGIONAL TRANSPORTATION AUTHORITY BUS PULLOUT AT CAMPBELL AVENUE AND SIXTH STREET

1. Report from City Manager SEP9-09-450 WARD 6
2. Resolution No. 21376 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 Campbell Avenue and Sixth Street; and declaring an emergency.

G. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA DEPARTMENT OF PUBLIC SAFETY FOR THE ARIZONA VEHICLE THEFT TASK FORCE

1. Report from City Manager SEP9-09-451 CITY-WIDE
2. Resolution No. 21377 relating to Intergovernmental Agreements; approving and authorizing execution of an Intergovernmental Agreement between the City of Tucson and the Arizona Department of Public Safety regarding the Arizona Vehicle Theft Task Force; and declaring an emergency.

H. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR THE NORTH DODGE NEIGHBORHOOD REINVESTMENT PROJECT

1. Report from City Manager SEP9-09-453 WARD 3
2. Resolution No. 21379 relating to Intergovernmental Agreements; authorizing and approving the execution of Amendment No. 1 to the Intergovernmental Agreement between the City of Tucson and Pima County for the North Dodge Neighborhood Reinvestment Project; and declaring an emergency.

I. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE DUNBAR SPRING NEIGHBORHOOD REINVESTMENT GRANT PROJECT

1. Report from City Manager SEP9-09-456 WARD 1
2. Resolution No. 21380 relating to Intergovernmental Agreements; authorizing and approving the execution of an Intergovernmental Agreement between the City of Tucson and Pima County for the Dunbar Spring Neighborhood Reinvestment Grant Project; and declaring an emergency.

J. TUCSON CODE: AMENDING (CHAPTER 22) TUCSON SUPPLEMENTAL RETIREMENT SYSTEM

1. Report from City Manager SEP9-09-458 CITY-WIDE
2. Ordinance No. 10712 relating to Tucson Supplemental Retirement System; amending the Tucson Code, Chapter 22, Pensions, Retirement, Group Insurance, Leave Benefits and Other Insurance Benefits, Article III, Tucson Supplemental Retirement System, Division 1, Types of Retirement and Benefits, Sections 22-30, 22-33, 22-40 and Section 22-42, with the addition of Sections 22-40(e)(1) through 22-40(e)(4) and 22-40(f) Retirement Benefit Options, and declaring an emergency.

K. BOARDS, COMMITTEES, AND COMMISSIONS: EXTENDING THE TERMINATION DATE OF THE CITY/COUNTY WATER AND WASTEWATER STUDY OVERSIGHT COMMITTEE

1. Report from City Manager SEP9-09-457 CITY-WIDE AND OUTSIDE CITY
2. Resolution No. 21382 relating to Boards and Commissions; extending the termination date of the City/County Water and Wastewater Study Oversight Committee (Committee) to the later date of December 15, 2009 or the date upon which it furnishes its final report to the Mayor and Council; ratifying all acts and deliberations of the Committee occurring between April 15, 2009 and the adoption of this resolution; amending Section 5 of Resolution No. 20927; and declaring an emergency.

L. REAL PROPERTY: CONVEYANCE OF SURPLUS RIGHT OF WAY LOCATED AT 450 NORTH MAIN AVENUE

1. Report from City Manager SEP9-09-459 WARD 1
2. Resolution No. 21383 relating to real property; authorizing assurances in support of the potential development of an affordable housing and mixed use project on 450 North Main Avenue requiring the vacation of adjacent surplus right-of-way, and declaring an emergency.

M. INTERGOVERNMENTAL AGREEMENT: WITH THE STATE OF ARIZONA FOR THE PAVEMENT PRESERVATION PROJECT UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

1. Report from City Manager SEP9-09-462 CITY-WIDE
2. Resolution No. 21384 relating to Intergovernmental Agreements; authorizing and approving the execution of an Intergovernmental Agreement between the City of Tucson and the State of Arizona for the American Recovery and Reinvestment Act of 2009 (ARRA 2009) Pavement Preservation Project; and declaring an emergency.

N. APPROVAL OF MINUTES

1. Report from City Manager SEP9-09-463 CITY-WIDE
2. Approval of minutes for the regular meeting of the Mayor and Council held on December 16, 2008.

O. TRANSPORTATION: APPROVING THE DOWNTOWN LINKS LAND USE AND URBAN DESIGN PLAN

1. Report from City Manager SEP9-09-472 WARDS 1, 5 AND 6
2. Resolution No. 21385 relating to land use and urban design; approving the Land Use and Urban Design Plan for the Downtown Links Project; and declaring an emergency.

P. RESOLUTION: SUPPORTING THE UNITED STATES CENSUS BUREAU DURING CENSUS 2010

1. Report from City Manager SEP9-09-465 CITY-WIDE
2. Resolution No. 21386 relating to the Census 2010; supporting the United States Census Bureau's desire to conduct a complete and accurate count of all City of Tucson's residents as of 2010; and declaring an emergency.

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

1. Report from City Manager SEP9-09-473 CITY-WIDE
2. Resolution No. 21387 relating to outside agency activities; authorizing and approving the Financial Participation Agreement between the City of Tucson and the Tucson Regional Economic Opportunities, Inc. (TREO) and the Intergovernmental Agreement between the City of Tucson and Pima County for Animal Care and Enforcement Services for Fiscal Year 2010; and declaring an emergency.

R. MEMORIAL: URGING THE UNITED STATES CONGRESS TO SUPPORT THE EMPLOYEE FREE CHOICE ACT

1. Report from City Manager SEP9-09-471 CITY-WIDE
2. A Memorial relating to the Employee Free Choice Act; declaring support for the Employee Free Choice Act and urging the United States Congress to pass the act..

S. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH DAVIS-MONTHAN AIR FORCE BASE FOR RECLAIMED WATER

1. Report from City Manager SEP9-09-467 WARD 4

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

T. INTERGOVERNMENTAL AGREEMENT: WITH THE PIMA COUNTY RECORDER FOR EARLY VOTING ELECTION SERVICES

1. Report from City Manager SEP9-09-468 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.

U. REAL PROPERTY: APPROVING A GROUND LEASE AGREEMENT FOR THE MLK APARTMENTS LOCATED AT THE DEPOT PLAZA

1. Report from City Manager SEP9-09-469 WARD 6

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

V. BOARDS, COMMITTEES, AND COMMISSIONS: EXPANDING THE MEMBERSHIP OF THE TRANSIT TASK FORCE (CONTINUED FROM THE MEETING OF AUGUST 5, 2009)

1. Report from City Manager SEP9-09-470 CITY-WIDE

Staff has requested that this item be continued.