



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
On August 6, 2008

Date of Meeting: March 18, 2008

The Mayor and Council of the City of Tucson met in regular session in the Mayor and Council Chambers in City Hall, 255 West Alameda Street, Tucson, Arizona, at 5:36 p.m., on Tuesday, March 18, 2008, all members having been notified of the time and place thereof.

1. ROLL CALL

The meeting was called to order by Mayor Walkup and upon roll call, those present and absent were:

Present:

Regina Romero	Council Member Ward 1
Rodney Glassman	Council Member Ward 2 (Electronic Attendance)
Karin Uhlich	Council Member Ward 3
Shirley C. Scott	Council Member Ward 4
Nina J. Trasoff	Vice Mayor, Council Member Ward 6
Robert E. Walkup	Mayor

Absent/Excused:

Steve Leal	Council Member Ward 5
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Staff Members Present:

Mike Hein	City Manager
Michael Rankin	City Attorney
Roger W. Randolph	City Clerk

Roger W. Randolph, City Clerk, announced that Council Member Glassman was unable to be present for the meeting but would be participating by telephone. He said this was allowable under the Mayor and Council Rules and Regulations. Council Member Glassman advised Mr. Randolph of his location and assured him that no one else was present in the room with him. Mr. Randolph stated Council Member Glassman could vote on all matters in the same way as those members physically present as long as he participated in any of the discussion and was not just present for the vote. He said all votes were to be done by roll call rather than a voice vote.

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Mark Sorensen, Tucson Water Department, after which the Pledge of Allegiance was led by the entire assembly.

Roger W. Randolph, City Clerk, announced Susie Rogers would be assisting with anyone in the audience needing Spanish language translation for items listed on the agenda.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Walkup announced City Manager's communication number 113, dated March 18, 2008, was received into and made a part of the record. He also announced this was the time scheduled to allow members of the Mayor and Council to report on current events and asked if there were any reports.

- a. Council Member Romero invited the public to attend the Eighth Annual César Chavez March and Rally on April 5, 2008, at Pueblo High School.
- b. Council Member Uhlich reported on an independent business association called Local First Arizona. It was an association of locally owned businesses serving to promote local entrepreneurship and encouraged consumers to spend money on local enterprises.
- c. Vice Mayor Trasoff announced a Rio Nuevo Tour starting at the Ward 6 office on March 22, 2008. She also announced there would be a series of Water Conservation Town Halls at Ward 6, on April 14, 2008, and April 24, 2008.

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

Mayor Walkup announced City Manager's communication number 114, dated March 18, 2008, was received into and made a part of the record. He also announced this was the time scheduled to allow the City Manager to report on current events, and asked for that report.

No report was given.

5. LIQUOR LICENSE APPLICATIONS

Mayor Walkup announced City Manager's communication number 116, dated March 18, 2008, was received into and made a part of the record. He asked the City Clerk to read the Liquor License Agenda.

b. Liquor License Applications

New License(s)

1. Hilton Garden Inn Tucson Airport, Ward 5
6575 S. Country Club Rd.
Applicant: Shawn Patrick Delaney
Series 11, City 8-08
Action must be taken by: March 29, 2008
Staff has indicated the applicant is in compliance with city requirements.
2. Wingstop, Ward 1
1710 W. Valencia
Applicant: Sheryl Ann Hill
Series 12, City 9-08
Action must be taken by: April 3, 2008
Staff has indicated the applicant is in compliance with city requirements.

Person Transfer(s)

3. Rincon Market, Ward 6
2513 E. 6th St.
Applicant: John Ronald Abbott
Series 9, City 7-08
Action must be taken by: March 27, 2008
Staff has indicated the applicant is in compliance with city requirements.

c. Special Event(s)

1. Tucson Breakfast Lions Club (TBLC), Ward 5
4823 S. 6th Ave.
Applicant: Wayne Francis Locke
City T8-08
Date of Event: April 4 & April 5, 2008
(Fundraiser)
Staff has indicated the applicant is in compliance with city requirements.

2. Santa Cruz Parish, Ward 5
1220 S. 6th Ave.
Applicant: William M. Sneyd
City T9-08
Date of Event: May 17 & May 18, 2008
(Fiesta de la Familia)
Staff has indicated the applicant is in compliance with city requirements.
3. Kokopelli Winery, Ward 6
536 N. 4th Ave.
Applicant: Dennis M. Minchella
City T11-08
Date of Event: April 4 - April 6, 2008
(Fourth Avenue Street Fair)
Staff has indicated the applicant is in compliance with city requirements.
4. The University of Arizona Foundation, Ward 6
1031 N. Olive Street
Applicant: James H. Moore, Jr.
City T13-08
Date of Event: March 28, 2008
(Fundraising for UA Museum of Art)
Staff has indicated the applicant is in compliance with city requirements.
5. Tucson Museum of Art, Ward 1
140 N. Main Ave.
Applicant: Katherine A. Wesolowski
City T18-08
Date of Event: March 29 & March 30, 2008
(Fundraising Craft Market)
Staff has indicated the applicant is in compliance with city requirements.

d. Agent Change/Acquisition of Control

NOTE: There are no agent changes scheduled for this meeting.

It was moved by Council Member Scott, duly seconded, to forward liquor license applications 5b1 through 5b3 and 5c1 through 5c5 to the Arizona State Liquor Board with a recommendation for approval.

Mayor Walkup asked if there was any discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

The motion was passed to forward liquor license applications 5b1 through 5b3 and 5c1 through 5c5 to the Arizona State Liquor Board with a recommendation for approval, by a roll call vote of 6 to 0

6. CALL TO THE AUDIENCE

Mayor Walkup announced this was the time any member of the public was allowed to address the Mayor and Council on any issue except for items scheduled for a public hearing. Speakers were limited to three-minute presentations.

- a. David Thompson spoke to the Mayor and Council regarding his idea to contact our local congress members to help with the problems the City was currently facing. He also spoke on his concern for the storm water runoff in his area, and the effect the West Nile Virus could have if the problem was not addressed.
- b. Daniel Hatcher spoke in favor of keeping the Tucson downtown area small as opposed to expanding and creating a bigger downtown. He stated small was big and a small downtown created a better sense of community. He also urged the Council to give time to homelessness activities.
- c. Michael Toney commented on the tree trimming in the downtown area. He spoke in opposition to the high priced housing the Rio Nuevo Development would bring and the amount of birds that would be lost due to the destruction of greenery in the area.
- d. Robert Reus commented on his opposition to adding treated effluent water to our drinking water.
- e. Larry Lopez, President of the Tucson Police Officers Association, spoke with regard to the earlier discussion conducted by the Mayor and Council at the Study Session meeting and the City budget numbers. He also commented on his concern that the Tucson Police Department was short staffed, and the effect it had on the community.

7. CONSENT AGENDA – ITEMS A THROUGH J

Mayor Walkup announced the reports and recommendations from the City Manager on the Consent Agenda were received into and made a part of the record. He asked the City Clerk to read the Consent Agenda.

- A. ASSURANCE AGREEMENT: (S06-094) DESERT VIEW PLAZA, LOTS 1 TO 7
 - 1. Report from City Manager MARCH18-08-120 WARD 5
 - 2. Resolution No. 20904 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. S06-094 of a final plat for Desert View Plaza, Lots 1 through 7 and declaring an emergency.

- B. FINAL PLAT: (S06-094) DESERT VIEW PLAZA SUBDIVISION, LOTS 1 TO 7
 - 1. Report from City Manager MARCH18-08-121 WARD 5
 - 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.

- C. REAL PROPERTY: ACQUISITION OF WATER EASEMENT FOR THE CATALINA ISOLATED WATER SYSTEM
 - 1. Report from City Manager MARCH18-08-119 OUTSIDE CITY
 - 2. Resolution No. 20903 relating to real property; authorizing the City Manager to acquire by negotiation, and the City Attorney to condemn if necessary a water pipeline easement, Vista Las Catalinas, to improve water delivery within Tucson Water's Catalina isolated water system; and declaring an emergency.

- D. APPROVAL OF MINUTES
 - 1. Report from City Manager MARCH18-08-117 CITY-WIDE
 - 2. Approval of minutes for the regular meetings of the Mayor and Council held on October 2, 2007 and October 9, 2007.

E. FINAL PLAT: (S06-259) TUCSON SPECTRUM, LOTS 1 TO 16

1. Report from City Manager MARCH18-08-125 WARD 1
2. Staff recommends that 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. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR DIA V

1. Report from City Manager MARCH18-08-128 WARD 3
2. Resolution No. 20905 relating to Finance; approving and authorizing the allocation of Two Hundred Dollars (\$200) from the Ward 3 Office Community Support Fund, Account No. 001-183-1898-268, to support funding Dia V to help raise awareness about violence against all women; and declaring an emergency.

This is a request by Council Member Uhlich. Allocation of funds is as follows: Council Member Uhlich - \$200.00

Roger W. Randolph, City Clerk, announced an amendment to Consent Agenda Item F, Council Member Glassman would be adding \$100, for a total of \$300.

G. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR DIETZ NEIGHBORHOOD ASSOCIATION

1. Report from City Manager MARCH18-08-129 WARD 4
2. Resolution No. 20907 relating to Finance; approving and authorizing the allocation of Two Hundred Dollars (\$200) from the Ward 4 Office Community Support Fund, Account No. 001-183-1898-268, to the Dietz Neighborhood Association for their 8th annual Easter Egg Hunt; and declaring an emergency.

This is a request by Council Member Scott. Allocation of funds is as follows: Council Member Scott - \$200.00

H. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR NEIGHBORHOOD REINVESTMENT GRANT FUNDS FOR IMPROVEMENTS IN THE 'A' MOUNTAIN NEIGHBORHOOD

1. Report from City Manager MARCH18-08-130 WARD 1

2. Resolution No. 20908 relating to Intergovernmental Agreements; authorizing and approving the execution of a first amendment to the Intergovernmental Agreement between the City of Tucson and Pima County for Neighborhood Reinvestment Grant funds for the A Mountain Neighborhood Project; and declaring an emergency.
- I. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE NORTH DODGE NEIGHBORHOOD REINVESTMENT PROJECT
1. Report from City Manager MARCH18-08-131 WARD 3
 2. Resolution No. 20906 relating to Intergovernmental Agreements; authorizing and approving the execution of an Intergovernmental Agreement between the City of Tucson and Pima County for the North Dodge Neighborhood Reinvestment Project; and declaring an emergency.
- J. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR THE 8TH ANNUAL CESAR E. CHAVEZ MARCH
1. Report from City Manager MARCH18-08-132 WARD 3
 2. Resolution No. 20909 relating to Finance; approving and authorizing the allocation of One Hundred Dollars (\$100) from the Ward 3 Office Community Support Fund, Account No. 001-183-1898-268, to the Cesar E. Chavez Holiday Coalition for the 8th Annual Cesar E. Chavez March; and declaring an emergency.

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

Roger W. Randolph, City Clerk, announced an amendment to Consent Agenda Item J, Vice Mayor Trasoff would be adding \$100, for a total of \$200.

It was moved by Vice Mayor Trasoff, duly seconded, that Consent Agenda Items A through J with Items F and J as amended be passed and adopted and the proper action taken.

Mayor Walkup asked if there was any discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

Consent Agenda Items A through J, with F and J as amended, were declared passed and adopted by a roll call vote of 6 to 0.

8. PUBLIC HEARING: AMENDING TUCSON CODE (CHAPTER 27), RELATING TO CHANGES IN MISCELLANEOUS WATER FEES

Mayor Walkup announced City Manager's communication number 127, dated March 18, 2008, was received into and made a part of the record. He also announced this was the time and place legally advertised for the public hearing on changes to the Tucson Water Miscellaneous Fees.

Mayor Walkup said the public hearing was scheduled to last no more than one hour and speakers would be limited to five-minute presentations. He asked the speakers to come forward when their names were called, to state their name and address, and whether they lived in the City or not. He called the first speaker.

David Thompson spoke in favor of increasing water fees. He stated the community was out of water and the best local idea he had heard was to put a dam in the Sabino Canyon tributaries. It would take some work with the local ecology group, but according to the Supreme Court, there was a case in Lake Erie and in Rhode Island where government provided for the construction of commercial properties, like condominiums and gambling casinos. In the case of Rhode Island, and to the shock of almost everyone, those entities or those changes in an immanent domain were upheld, and anyone had the right to view almost anything. Regarding the water deal, it was his understanding that there was a Portuguese consumer that was going to install a desalinization plant in Puerto Peñasco formerly known as Rocky Point. He also stated there was a conglomerate led by Abu-Dubah and Saudi Arabia who was going to install desalinization plants off the coast of Los Angeles.

Mr. Thompson said California and most other local governments, unfortunately, their trend was water, water, water, not a drop to drink if it went through our soil. He also stated the soil was not the percolating filter that it once was two hundred years ago. It was contaminated with hydraulic fluids and sewage from septic tanks that were in use for over fifty or sixty years. He did not know what the water runoff quality was once it reached the water table, but he was sure that anything could be cleaned if not by osmosis, then by a steam power plant, or maybe a nuke. Instead of pouring the water away into a

tributary and making the Santa Cruz run again, the nuke could possibly take groundwater, turn it into distilled water to provide drinking water.

Mr. Thompson also stated it was well known that the outdoor lobby, which was one of the biggest draws for Tucson, was the desert. On the face of it, it would oppose any change to Sabino Canyon, even if the dams that were built, were something on the level of the quality that was found in the 1930's with the Works Progress Administration (WPA). He suggested even the dams could be faced with raw rock and they would be almost unnoticeable to the average viewer unless one was above the water.

Mr. Thompson said regarding triple tap fees, there were people present whose families had bought land, maybe, twenty, fifty, and one hundred or one hundred and fifty years ago, with the population curve, the finances and the conditions as a gentleman from Wall Street had mentioned, they had missed the boat if they thought they were going to make money on their raw land. He said it was just that simple and things go up and down like a "yo-yo". Check the history books, this was not the first time a set back had been suffered economically in this country, but one had to cope with it, and cope means change. Things that worked last week would not work this week, if one watched the evening news, one would see this was not an exaggeration.

Mr. Thompson added, as far as the Lockheed Martin footprint, it may seem extraneous or off-tangent, but if our Congressional lobby would hook up with other rural congressional districts, not Phoenix, Denver, Los Angeles, or Las Vegas, but the smaller communities to build our own footprint. Nobody was going to look out for Tucson. If Las Vegas wanted water, they would go out and get water, because they have more congressional votes that Tucson could generate. He said it was just that simple. It just came down to votes. That was why Lockheed Martin have done so well with their programs. Tucson had Raytheon, and the community should support Raytheon as if it was Tucson's own mother because relatively speaking, the rest of the country would sell you land, roll back taxes, or do anything they could to get companies like Raytheon, Intuit, or any of the other good companies that were here in Tucson.

Mr. Thompson concluded by saying that Davis Monthan Air Force base was an irreplaceable asset to the Nation, State and our local community. He said he was certain, in talking with the Public Affairs officials at Davis Monthan Air Force base that an absurd amount of money rolled out of their gates every two weeks.

Bill Cole said he wanted to speak on the issue of water rates and fees, particularly since there was an item on raising meter installation costs. He said as everyone knew, the U. S. economy was in a recessionary phase. All of the Country's goods and services, energy, food and public utility costs were rising and people's wages were not increasing. There were foreclosures all over Tucson. He had lived in Tucson for forty years and he had not really seen any great efforts on the part of the Tucson Water Department to become highly efficient. Many years ago, he suggested to the Tucson Water Department that they change to bimonthly billing which would decrease by half the number of meter readers that were needed. It would decrease all the billing statements mailed out and

would eliminate half the postage both ways for the consumer and for the City. This was done, for instance, in Los Angeles, Sacramento, Washington, D. C., Atlanta, and Chicago. In particular, many cities in the East, billing was done every three months because it was very difficult to get inside a house where most of the meters were, to read them. They would also do a lot of estimating, which was very inefficient.

Mr. Cole said the most important thing was the lack of the City's interest or seeming interest in universally installing automated water meter reading. There was a lot of new technology which had been around since at least the year 2000, which allowed an addition to a water meter which would radio the reading to a passing vehicle. In more sophisticated systems, the information would be radioed to a tower, which would then be radioed to a central point.

Mr. Cole said in Las Vegas, for example, they had three hundred thousand water meter users. Back in 2002 they started implementing a program to automate all of those meters. They estimated that it saved them about fifty million dollars. He said they were able to reduce the number of readers from twenty-five, which he said he thought the City of Tucson had twenty-eight readers, down to six. One person could read eight to twelve thousand meters in a day. Not only did this reduce the direct cost, but it reduced the indirect cost such as auto vehicles, maintenance, and anything else associated with the meters. The devices could be added to an existing meter and the meter would not have to be replaced. It also improved the level of service because in very sophisticated systems, and through telemetry, the meters would do a daily reading and identify if there were any leaks and water use patterns. He said in Washington D. C., the system was so sophisticated that any citizen could call or log on to the website and get their daily water usage.

Mr. Cole also stated that in Tucson, which had one of the lowest water uses of any city in the United States per capita, the community needed to be concerned about conservation. Mr. Cole said he thought this type of system would save money. It required an initial investment, but the long term projected savings was tremendous. He thought the City should really look at other similar options in this type of economy rather than just solving problems with increasing fees because it was the easiest option. It was easy to increase the fees when there was a problem. He said he had a lot of material which he got off the Internet. He did this in a couple of days and said that it was very interesting. There were a lot of cities which currently were implementing that process, not just Las Vegas, but Scottsdale, Atlanta, Chicago, Houston and about four thousand smaller communities. He thanked the Mayor and Council.

Council Member Uhlich requested the City Clerk make sure that the Chair of the Citizens' Water Advisory Committee received a verbatim transcript of the comments and information offered by Mr. Cole.

Mayor Walkup announced there were no more speaker cards and asked if there was anyone else who wished to address the Council on this item.

Michael Toney said he understood this item was not to involve any payment for future growth and it was a situation that was probably well in order. All he noticed were authorized agreements for construction of water facilities. If one would step back and take a good look at the upper Colorado Basins, the snow pack and the whole thing, a situation which David Modeer, Director of Water very well understood, Tucson was basically dead center of the drought area. However, that was not the case up North or in Colorado. He said Tucson was going to have a problem with groundwater usage and Nevada was also having great trouble. Regarding the construction of water facilities, being authorized, he said he hoped this would not be an expansion on the back side of people paying the equity fees. He also stated that David Modeer, in his opinion, was one of the sharpest individuals in the City government.

Mayor Walkup asked if there was anyone else who wished to speak on the item.

It was moved by Council Member Scott, duly seconded, to close the public hearing.

Mayor Walkup asked if there was any discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

The motion was passed to close the public hearing, by a roll call vote of 6 to 0.

Mayor Walkup asked the City Clerk to read Ordinance 10510 by number and title only.

Ordinance No. 10510 relating to water; amending certain portions of the Tucson Code, Chapter 27, Water, Article I, In General, Section 27-16. 2, Permit for construction water; Article II, Rates and charges, Section 27-30, Service charge, Section 27-35, Charges for installation of water service connections, Section 27-37, Agreements for construction of water facilities authorized, Section 27-41, Accommodation and standby water service, Section 27-43, Charge when meter not registering properly, Section 27-50, Discontinuing service for non-payment of water bill; customer right to dispute account balance, Section 27-51, Resuming service after discontinued for nonpayment or violations; Article V, Backflow Prevention and cross connection control, Section 27-86, Fees; and declaring an emergency.

It was moved by Council Member Romero, duly seconded, to pass and adopt Ordinance 10510.

Mayor Walkup asked if there was any discussion.

Council Member Uhlich stated she appreciated the comments offered, in particular, the comments that related to always striving to improve the efficiency of our water utility. She urged the Council to take any research offered by the community to be taken very seriously and taken a closer look. She said that was why she was suggesting that the comments that were offered at the meeting be given to the Citizens' Water Advisory Committee (CWAC) which was established by Mayor and Council and had been functioning for years to help evaluate these types of fees. She said CWAC analyzed the Water Department's functioning and made recommendations to the Mayor and Council. She added that CWAC was comprised of Tucson Water rate payers, both inside and outside the City limits. She also thanked those who offered comments at the meeting. She wanted to assure the public that while the Mayor and Council were raising fees in a reasonable manner to cover costs, they would always strive to improve efficiency and take public input seriously.

Mayor Walkup asked if there was any discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

Ordinance 10510 was declared passed and adopted by a roll call vote of 6 to 0.

9. ZONING: (C9-07-29) KIPPES – UHL STREET, RX-2 TO R-2, CITY MANAGER'S REPORT

Mayor Walkup announced City Manager's communication number 126, dated March 18, 2008, was received into and made a part of the record. He announced this was a request to rezone property located west of Pantano Road, south of Broadway Boulevard. The Zoning Examiner and staff recommend authorization of the rezoning subject to certain conditions. He asked if the applicant or representative was present. He asked that they state their name and address for the record and if they were agreeable to the proposed requirements.

Ryan Kippes, applicant, was present and stated that he was agreeable to the proposed requirements.

Council Member Glassman announced that before making the motion, he wanted to thank the applicant for working with the Ward 2 office staff. He also thanked his staff

for their work on this rezoning. He added that the two rezonings that were heard tonight were the first rezonings that his office had taken full circle since elected.

It was moved by Council Member Glassman, duly seconded, to authorize the request for rezoning as recommended by the Zoning Examiner.

Mayor Walkup asked if there was any discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

The motion was passed for rezoning, by a roll call vote of 6 to 0.

10. ZONING: (C9-07-30) EVANS – TANQUE VERDE LOOP ROAD, SR TO RX-1, CITY MANAGER’S REPORT

Mayor Walkup announced City Manager’s communication number 124, dated March 18, 2008, was received into and made a part of the record. He announced this was a request to rezone property located west of Tanque Verde Loop Road, north of Broadway Boulevard. The Zoning Examiner and staff recommend authorization of the rezoning subject to certain conditions. He asked if the applicant or representative was present. He asked that they state their name and address for the record and if they were agreeable to the proposed requirements.

Eugene Evans, applicant, was present and stated he was agreeable to the proposed requirements.

Council Member Glassman thanked the applicant for working with the Ward 2 office staff and working with the neighbors to ensure that an agreement was made for all concerned to continue to move forward.

It was moved by Council Member Glassman, duly seconded, to authorize the request for rezoning as recommended by the Zoning Examiner.

Mayor Walkup asked if there was any discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

The motion was passed for rezoning, by a roll call vote of 6 to 0.

11. ZONING: (C9-07-26) IRVINGTON COMMONS – KINO PARKWAY, R-1, R-2 AND C-2 TO C-1, C-2 AND OCR-1, CITY MANAGER’S REPORT

Mayor Walkup announced City Manager’s communication number 118, dated March 18, 2008, was received into and made a part of the record. He announced this was a request to rezone property located east of Kino Parkway, and Interstate 10 interchange. The Zoning Examiner and staff recommend authorization of the rezoning subject to certain conditions. He asked if the applicant or representative was present. He asked that they state their name and address for the record and if they were agreeable to the proposed requirements.

Mary Beth Savel, Lewis and Roca, was present on behalf of Stardust and the property owners. She announced the applicants were agreeable to the conditions, however there was an added condition that needed to be read into the record that came about through some additional discussion with City staff and the Ward 3 Council office.

Michael Rankin, City Attorney, stated that was correct and would read the additional condition which he understood was acceptable with the applicant. He read the following additional condition into the record. “Developer will incorporate into the development water harvesting techniques that are consistent with the City of Tucson Water Harvesting Guidance Manual, and are designed, to maximize the collection of rain-water and direct it towards the landscaped areas and use it for irrigation of the landscaping. Specifications for water harvesting must be clearly delineated on the development plan to ensure it is correctly implemented at all necessary stages of construction.”

Mary Beth Savel said the condition was perfectly acceptable and thanked the City Attorney.

It was moved by Council Member Uhlich, duly seconded, to authorize the request as recommended by the Zoning Examiner with the additional condition as negotiated and read into the record by the City Attorney with regard to water harvesting.

Mayor Walkup asked if there was any discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

The motion was passed for rezoning with the added condition read into the record by the City Attorney, by a roll call vote of 6 to 0.

12. ZONING: (C9-05-31) OLDOOZ DEVELOPMENT – MELPOMENE WAY, SR TO RX-2, ORDINANCE ADOPTION

Mayor Walkup announced City Manager’s communication number 122, dated March 18, 2008, was received into and made a part of the record.

Mayor Walkup asked the City Clerk to read Ordinance 10508 by number and title only.

Ordinance No. 10508 relating to zoning: amending zoning district boundaries in the area located on the west side of Melpomene Way, south of 22nd Street in Case C9-05-31, Oldoos Development-Melpomene Way, SR to RX-2; and setting an effective date.

It was moved by Council Member Scott, duly seconded, to pass and adopt Ordinance 10508.

Mayor Walkup asked if there was any discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

Ordinance 10508 was declared passed and adopted by a roll call vote of 6 to 0.

13. ZONING: (C9-04-22) YBARRA/DAVIS – GORET ROAD, SR/RX-2 TO RX-1, ORDINANCE ADOPTION

Mayor Walkup announced City Manager’s communication number 123, dated March 18, 2008, was received into and made a part of the record.

Mayor Walkup asked the City Clerk to read Ordinance 10509 by number and title only.

Ordinance No. 10509 relating to zoning: amending zoning district boundaries in the area located on the north side of Goret Road between Desert Shadows Drive and the Shannon Road alignment in Case C9-04-22, Ybarra/Davis – Goret Road, SR/RX-2 to RX-1; and setting an effective date.

It was moved by Council Member Romero, duly seconded, to pass and adopt Ordinance 10509.

Mayor Walkup asked if there was any discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

Ordinance 10509 was declared passed and adopted by a roll call vote of 6 to 0.

14. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Walkup announced City Manager’s communication number 115, dated March 18, 2008, was received into and made a part of the record.

It was moved by Vice Mayor Trasoff, duly seconded, to appoint Jennifer Vanderleest M.D.,M.S.P.H. to the Tucson Commission on Gay, Lesbian, Bisexual, and Transgender Issues, Roger Watson to the Environmental Services Advisory Committee, Jo McClure (property owner category), to the Fort Lowell Historic Zone Advisory Board, Les Shipley (business community category), Nancy Laney (water conservation specialist category) and Elizabeth Davison (neighborhood representative category) to the Landscape Advisory Committee.

Mayor Walkup asked if there was any discussion. Hearing none, he asked for a roll call vote.

Upon roll call, the results were:

Aye: Council Members Romero, Glassman, Uhlich, and Scott;
Vice Mayor Trasoff and Mayor Walkup

Nay: None

Absent/Excused: Council Member Leal

The motion to approve appointments was passed by a roll call vote of 6 to 0.

15. ADJOURNMENT: 6:33 p.m.

Mayor Walkup announced the next regularly scheduled meeting of the Mayor and Council would be held on March 25, 2008, at 5:30 p.m., in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

MAYOR

ATTEST:

CITY CLERK

CERTIFICATE OF AUTHENTICITY

I, the undersigned, have read the foregoing transcript of the meeting of the Mayor and Council of the City of Tucson, Arizona, held on the 18th day of March 2008, and do hereby certify that it is an accurate transcription.

DEPUTY CITY CLERK

RWR:nmc:tl:cs