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## Minutes of MAYOR AND COUNCIL Meeting

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Approved by Mayor and Council  
on February 9, 2010

Date of Meeting: September 22, 2009

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 5:30 p.m., on Tuesday, September 22, 2009, 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	Vice Mayor, Council Member Ward 1 (Arrived at 5:32 p.m.)
Rodney Glassman	Council Member Ward 2
Karin Uhlich	Council Member Ward 3
Shirley C. Scott	Council Member Ward 4
Steve Leal	Council Member Ward 5
Nina J. Trasoff	Council Member Ward 6
Robert E. Walkup	Mayor

Absent/Excused: None

Staff Members Present:

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

## **2. INVOCATION AND PLEDGE OF ALLEGIANCE**

The invocation was given by Monsignor Thomas Cahalane, Our Mother of Sorrows Parish, after which the Pledge of Allegiance was presented by the entire assembly.

Presentations:

- a. Mayor Walkup proclaimed September 28 through October 4, 2009, to be “American Indian Awareness Days.” Jacob Bernal and Michael Spotted Wolf accepted the proclamation. Mr. Spotted Wolf sang a song to demonstrate their appreciation of the proclamation.
- b. Mayor Walkup proclaimed October to be “Trees for Tucson Month.” Joan Lionetti and Sally Gestautas accepted the proclamation.
- c. Mayor Walkup, assisted by Mike Letcher, City Manager, and Richard Miranda, Deputy City Manager, presented Certificates of Recognition to Eileen Garbarino, William Lohmeier, Leonard Quihuis, Detective Steve Wilson, Laith Alshami, George Bejarano, and Michael Moraga, for their suggestions to the Budget 911 Program.

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

Mayor Walkup announced City Manager’s communication number 482, dated September 22, 2009, was received into and made 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. Vice Mayor Romero announced that Sunnyside Neighborhood Association was hosting a presentation on responsible gun ownership that evening at Apollo Middle School.

Vice Mayor Romero also announced the production of “Coming In Hot,” a play adaptation of the book *Powder: Writing by Women in the Ranks*. She said the event was a fundraiser for Core Press, and would be running from September 24 through September 27, 2009, with performances held at the Rhythm Industry Performance Factory, and featuring a question and answer session after the performances, with a creative team and audience to discuss the issues raised in the performances.

Vice Mayor Romero invited everyone to the Sonoran Glass Art Academy’s Open Torch Night on September 27, 2009.

- b. Council Member Glassman announced he had co-written a children's book on rainwater harvesting, which turned into a community project. He said the Pima County Public Library was holding an illustrators competition for children, and if anyone had any children or knew of any children that enjoyed drawing pictures, they should visit [www.library.pima.gov](http://www.library.pima.gov), to submit illustrations for the book or contact the Ward 2 office. The books would eventually be sold to benefit the Pima County Library, enabling them to host a demonstration on rainwater harvesting at the Wilmot-Murphy Library Branch, located in Ward 2. He said not only would they be reusing the water, but would also be using their books for a good community cause.
- c. Council Member Uhlich announced the Oracle Area Revitalization Citizen Steering Committee was meeting on September 23, 2009, at College Place. She said the committee was a group of volunteer citizens who guided the efforts to economically redevelop the Oracle Corridor and Miracle Mile. She said she recently received news that the Ghost Ranch Lodge received 2.6 million dollars of federal stimulus money, allowing the project to proceed on Miracle Mile.

Council Member Uhlich invited everyone to attend the Greek Festival on September 24 through 27, 2009, held at the St. Demetrios Greek Orthodox Church. She said anyone bringing a can of food for the Community Food Bank on Thursday or Sunday would receive a one-dollar coupon towards their purchase of food at the festival.

Council Member Uhlich also announced the Coronado Heights Neighborhood was hosting a "Party with Paul," event on September 27, 2009, at the Paul Bunyan statue, located at the northwest corner of Stone Avenue and Glenn Street.

- d. Council Member Trasoff announced Ward 6 was hosting their Fourth Annual "Go Green" event on September 24, 2009. She said the theme was "All Things Water" and that there would be discussions hosted by Tucson Water on Long Range Planning and Conservation Programs.

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

Mayor Walkup announced City Manager's communication number 483, dated September 22, 2009, was received into and made 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 484, dated September 22, 2009, was received into and made part of the record. He asked the City Clerk to read the Liquor License Agenda.

### b. Liquor License Applications

#### New License(s)

1. Old Peking Restaurant, Ward 6  
2522 E. Speedway Blvd.  
Applicant: Zhu Hezhi  
Series 12, City 60-09  
Action must be taken by: September 27, 2009

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

2. Sabor Tropical, Ward 3  
1929 E. Grant Rd.  
Applicant: Monica Del Carmen Lopez Jaramillo  
Series 12, City 58-09  
Action must be taken by: September 24, 2009

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

Public Opinion:        Written Argument In Favor Filed

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)

### c. Special Event(s)

1. Fourth Avenue Merchants Association, Ward 6  
4th Ave. between University Blvd and 9th St.  
Applicant: John A. Sedwick  
City T47-09  
Date of Event: December 11, 2009 - December 13, 2009  
(Fundraising civic event)

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

2. Tucson Botanical Gardens, Ward 6  
2150 N. Alvernon Wy.  
Applicant: Michelle Grace Conklin  
City T58-09  
Date of Event: October 11, 2009  
(Fundraising event - A Butterfly Affaire)

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

3. Rotary Club of Tucson, Ward 2  
3231 N. Craycroft Rd.  
Applicant: William Palmer Patton, II  
City T59-09  
Date of Event: October 17, 2009  
(Car show fundraiser for Reading Seed Literacy Program)

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

4. Tucson Museum of Art, Ward 1  
140 N. Main Ave.  
Applicant: Amanda Ivy Reed  
City T61-09  
Date of Event: October 9, 2009  
(Exhibition opening reception)

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

5. St. Margaret Mary Alacoque Parish, Ward 1  
801 N. Grande Ave.  
Applicant: Federico T. Valdenegro  
City T66-09  
Date of Event: October 3, 2009 - October 4, 2009  
(Annual fiesta)

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

Public Opinion:           Written Argument In Favor Filed

6. Tucson's Young Professionals, Inc., Ward 1  
140 N. Main Ave.  
Applicant: Kevin A. Moreau  
City T67-09  
Date of Event: October 2, 2009  
(To promote community/event in downtown Tucson)

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

7. Saints Peter and Paul Catholic School, Ward 6  
1436 N. Campbell Ave.  
Applicant: Ralph C. Nunez  
City T69-09  
Date of Event: October 3, 2009  
(School fundraiser/funds are utilized to enhance facility and grounds)

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

8. Artsake Foundation, Ward 6  
Congress St. between 4th Ave. & 6th Ave.; 5th Ave. between  
Toole & Broadway Blvd.  
Applicant: Jeb Bley Schoonover  
City T70-09  
Date of Event: October 3, 2009  
(Fundraiser)

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

9. St. Joseph Parish Fiesta, Ward 6  
215 S. Craycroft Rd.  
Applicant: Mathias Peter Wirtz  
City T71-09  
Date of Event: October 9, 2009 - October 10, 2009  
(Annual social event for parish)

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

10. Our Mother of Sorrows Parish, Ward 4  
1800 S. Kolb Rd.  
Applicant: Argelia Saavedra  
City T72-09  
Date of Event: October 9, 2009 - October 11, 2009  
(Annual parish fiesta)

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

11. Tucson Culinary Festival, Ward 1  
17 W. Congress St.  
Applicant: Maya T. Luria  
City T80-09  
Date of Event: October 9, 2009  
(Exploring cultural cocktails)

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

d. Agent Change/Acquisition of Control/Restructure

1. Famous Dave's, Ward 3  
4565 N. Oracle Rd.  
Applicant: David Michael Dworak  
Series 12, City AC6-09  
Action must be taken by: October 4, 2009

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)

It was moved by Council Member Uhlich, duly seconded, to forward liquor license applications 5b1 through 5b2, 5c1 through 5c11, and 5d1 to the Arizona State Liquor Board with a recommendation of 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 Glassman, Uhlich, Scott, Leal, and Trasoff; Vice Mayor Romero and Mayor Walkup

Nay: None

The motion to forward liquor license applications 5b1 through 5b2, 5c1 through 5c11, and 5d1 to the Arizona State Liquor Board with a recommendation for approval was passed by a roll call vote of 7 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. Bill Katzel, Regional Wastewater Reclamation Advisory Committee member, spoke about funding needed for the Household Hazardous Waste (HHW) Program.
- b. Richard Hutto asked the Mayor and Council to consider having a designated area for smokers at the Transit Centers and bus stops, as he had been diagnosed with severe Multiple Sclerosis.

- c. Jason Coleman spoke on the possibility of expanding the Skate Park located at the Santa Rita Park.
- d. Ruth Beeker spoke about problems in the Miramonte Neighborhood with mini-dorms and the need for the enforcement of the Neighborhood Protection Ordinance. She asked Mayor and Council to direct staff to amend the Neighborhood Protection Ordinance to make landlords accountable for violations on their property.
- e. Joe Sweeney spoke about the 287(g) Program, which related to immigration laws.

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

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

- A. ASSURANCE AGREEMENT AND FINAL PLAT: (S06-235) LA MARIPOSA WOODS NORTH SUBDIVISION, LOTS 1 TO 7 AND COMMON AREA “A”
  - 1. Report from City Manager SEP22-09-486 WARD 2
  - 2. Resolution No. 21393 relating to Planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements and approving the final plat in Case No. S06-235, La Mariposa Woods North Subdivision, Lots 1 through 7 and Common Area “A”; 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. REAL PROPERTY: APPROVING A GROUND LEASE AGREEMENT AMENDMENT FOR THE MLK APARTMENTS LOCATED AT THE DEPOT PLAZA (CONTINUED FROM THE MEETING OF SEPTEMBER 9, 2009)
  - 1. Report from City Manager SEP22-09-489 WARD 6
  - 2. Ordinance No. 10713 relating to Real Property; authorizing and approving the amended and restated Ground Lease between the City of Tucson and MLK I, LLC, for a Condominium Unit located in the Depot Plaza, Tucson, Arizona; and declaring an emergency.

C. ASSURANCE AGREEMENT AND FINAL PLAT: (S09-026) ALVERNON AND LEE OFFICES, LOTS 1 TO 5 AND COMMON AREAS “A” AND “B”

1. Report from City Manager SEP22-09-490 WARD 6
2. Resolution No. 21397 relating to Planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements and approving the final plat in Case No. S09-026, Alvernon & Lee Offices Subdivision, Lots 1 through 5 and Commons Area “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.

D. BOARDS, COMMITTEES, AND COMMISSIONS: EXPANDING THE MEMBERSHIP OF THE TRANSIT TASK FORCE (CONTINUED FROM THE MEETING OF SEPTEMBER 9, 2009)

1. Report from City Manager SEP22-09-491 CITY-WIDE
2. Resolution No. 21398 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; authorizing the Task Force to analyze the long term viability and control of the transit system as a regional entity; amending Sections 3 and 5 of Resolution 21023; and declaring an emergency.

E. MEMORIAL: REQUESTING THAT THE UNITED STATES CONGRESS PASS LEGISLATION TO REVERSE GLOBAL WARMING

1. Report from City Manager SEP22-09-493 CITY-WIDE
2. A Memorial relating to the environment and global warming: requesting that the United States Congress pass legislation to reverse global warming and to create a framework to help state, local and tribal governments protect natural resources and wildlife from the consequences of a warming world.

Item E was considered separately at the request of Council Member Glassman.

F. APPROVAL OF MINUTES

1. Report from City Manager SEP22-09-488 CITY-WIDE
2. Approval of minutes for the regular meeting of the Mayor and Council held on September 15, 2009.

G. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR THE AMPHI NEIGHBORHOOD REINVESTMENT PROJECT

1. Report from City Manager SEP22-09-496 WARD 3
2. Resolution No. 21396 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 Amphi Neighborhood Reinvestment Project; and declaring an emergency.

H. FINANCIAL PARTICIPATION AGREEMENT: WITH JOBPATH, INC.

1. Report from City Manager SEP22-09-497 CITY-WIDE  
Staff has requested that this item be continued.

I. FINAL PLAT: (S07-121) CASA DEL PUEBLO, LOTS 1 AND 2

1. Report from City Manager SEP22-09-498 WARD 5
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.

It was moved by Council Member Scott, duly seconded, that Consent Agenda Items A through I, with the exception of Item E, which was considered separately, and Item H, which was continued, 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 Glassman, Uhlich, Scott, Leal, and Trasoff; Vice Mayor Romero and Mayor Walkup

Nay: None

Consent Agenda Items A through I, with the exception of Item E, which was considered separately, and Item H, which was continued, were declared passed and adopted by a roll call vote of 7 to 0.

**7. CONSENT AGENDA – ITEM E**

**E. MEMORIAL: REQUESTING THAT THE UNITED STATES CONGRESS PASS LEGISLATION TO REVERSE GLOBAL WARMING**

1. Report from City Manager SEP22-09-493 CITY-WIDE
2. A Memorial relating to the environment and global warming: requesting that the United States Congress pass legislation to reverse global warming and to create a framework to help state, local and tribal governments protect natural resources and wildlife from the consequences of a warming world.

Roger W. Randolph, City Clerk, announced this item was being considered separately at the request of Council Member Glassman.

Council Member Glassman said the Mayor and Council demonstrated a strong commitment to the environment issues of sustainability during their time together. He said that when the opportunity for the memorial came to his office, he started reading it and it just resonated, so he wanted to bring it before the Mayor and Council. He recognized Scotty Johnson, Defenders of Wildlife, and thanked him for all the work he had done, and stating the Mayor and Council was pleased to send the message.

It was moved by Council Member Glassman, duly seconded, that Consent Agenda Item E 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 Glassman, Uhlich, Scott, Leal, and Trasoff; Vice Mayor Romero and Mayor Walkup

Nay: None

Consent Agenda Item E, was declared passed and adopted by a roll call vote of 7 to 0.

**8. PUBLIC HEARING: AMENDING THE 2004 PIMA COUNTY BOND PROGRAM TO ADD BOA SORTE AS AN ELIGIBLE PROJECT**

Mayor Walkup announced City Manager's communication number 494, dated September 22, 2009, was received into and made part of the record. He also announced this was the time and place legally advertised for a public hearing on a request by Pima County to approve the addition of the Boa Sorte Site as an eligible project under the 2004 Pima County Bond Program. He said the public hearing was scheduled to last no more than one hour and speakers were limited to five-minute presentations. He asked if there was anyone in the audience who wished to speak on the item.

There was no one.

It was moved by Council Member Scott, duly seconded, and carried by a voice vote of 7 to 0 to close the public hearing.

Mayor Walkup asked the City Clerk to read Resolution 21395 by number and title only.

Resolution No. 21395 relating to parks and habitat conservation; requesting the Board of Supervisors to amend Pima County Ordinance 2004-18, the Bond Implementation Plan Ordinance for the May 18, 2004 Bond Election, and add Boa Sorte as a property that is eligible to purchase for conservation under Bond Project OS1.15 Agua Caliente; and declaring an emergency.

Council Member Glassman said the item came before the Mayor and Council following the recommendation by the Conservation Acquisition Commission, which was put together to help identify properties most appropriate and eligible for conservation. He also said he received a letter from Carolyn Campbell, Coalition for Sonoran Desert Protection; and something she said resonated with him, which was, "conservation and sustainability did not end at Ward boundaries." He said it was a great move the Mayor and Council were doing, not only for the Ward 2 Council Office, but also for the region.

It was moved by Council Member Glassman, duly seconded to pass and adopt Resolution 21395.

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 Glassman, Uhlich, Scott, Leal, and Trasoff; Vice Mayor Romero and Mayor Walkup

Nay: None

Resolution 21395 was declared passed and adopted by a roll call vote of 7 to 0.

**9. ZONING: (C9-09-04) BROWN FAMILY PARTNERSHIP – DREXEL ROAD, R-1 TO C-2, CITY MANAGER’S REPORT**

Mayor Walkup announced City Manager's communication number 487, dated September 22, 2009, was received into and made part of the record. He also announced this was a request to rezone property located on the southeast corner of Campbell Avenue and Drexel Road. The Zoning Examiner and staff recommended authorization of the rezoning subject to certain conditions. He asked if the applicant or representative was present, and if they were agreeable to the proposed requirements.

Robert Conant, The Planning Center, said they were agreeable to the proposed requirements.

Council Member Leal thanked the area residents and the Sunnyside School District for working with his staff to bring the rezoning forward. He said their work resulted in a good plan that would be an asset in the community when completed.

It was moved by Council Member Leal, duly seconded, and carried by a voice vote of 7 to 0, to authorize the request for rezoning as recommended by the Zoning Examiner.

**10. PROFESSIONAL SERVICES CONTRACT: WITH DOWNTOWN TUCSON PARTNERSHIP FOR CONSULTING SERVICES**

Mayor Walkup announced City Manager's communication number 495, dated September 22, 2009, was received into and made part of the record. He asked the City Clerk to read Resolution 21394 by number and title only.

Resolution No. 21394 relating to consultant services; authorizing and approving the execution of a contract for consultant services between the City of Tucson and Downtown Tucson Partnership, an Arizona non-profit corporation; and declaring an emergency.

It was moved by Council Member Trasoff, duly seconded, to pass and adopt Resolution 21394.

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 Glassman, Uhlich, Scott, and Trasoff;  
Vice Mayor Romero and Mayor Walkup

Nay: Council Member Leal

Resolution 21394 was declared passed and adopted by a roll call vote of 6 to 1.

**11. DEVELOPMENT AGREEMENT: APPROVING DEFERRAL OF IMPACT FEES AND CONTRIBUTION TO THE AFFORDABLE HOUSING TRUST FUND FOR THE OASIS GOLF LINKS AND OASIS HARRISON RESIDENTIAL DEVELOPMENTS**

Mayor Walkup announced City Manager's communication number 492, dated September 22, 2009, was received into and made part of the record. He asked the City Clerk to read Resolution 21399 by number and title only.

Resolution No. 21399 relating to Development; approving and authorizing the execution of a Development Agreement between the City of Tucson and Mesquite Homes, LLC, providing for deferral of development impact fees; and declaring an emergency.

Council Member Scott said it was with great pleasure and honor that she would be making the motion for approval of the very first Development Agreement that would allow the deferral of impact fees in return for a contribution to the Tucson Housing Trust Fund. She said with that agreement, they anticipated a contribution of three hundred dollars per home, for a total of twenty-three thousand, four hundred dollars to the Housing Trust Fund.

Council Member Scott said it was rare to have an occasion where, as a governing body, they would be able to move forward with a regulation, ordinance, policy or development agreement that would bring positive impacts to all involved and to the community. She said the opportunity to defer the payment of impact fees represented great savings to builders, great opportunities for increased jobs, and new revenues to the City of Tucson and its taxpayers. She said as homebuilders and commercial developers both put it, "this was a unique and beneficial win-win situation for all involved."

Council Member Scott thanked Council Member Uhlich and Vice Mayor Romero for their support and the support of their staff, as they worked through the details of the policy. She thanked Council Member Trasoff for suggesting that the policy be placed in the capable hands of the Metropolitan Pima Alliance (MPA), and Michael Guymon for his help in forming and guiding the stakeholders group that recommended it as the best option to the Mayor and Council. She thanked her colleagues for supporting it and Council Member Glassman for supporting her as she brought the first test development agreement forward to the table.

Council Member Scott also thanked all the City staff for seeing the value in the policy and working to help them define it. She especially thanked the Mike Rankin , City Attorney, and his staff for finding all the thorns and clipping them in order to make it work for the community. Most importantly, she said she wanted to thank the commercial and home building communities and the Tucson Housing Trust Fund Advisory Committee, for their support of the policy, in allowing them to execute a development agreement. She said because of everyone's efforts, many housing trust fund families and private sectors would benefit from similar development agreements for many years to

come. Lastly, Council Member Scott thanked and congratulated Jim Campbell for being the first test project with the new policy. She wished him success with his two developments. In conclusion she thanked Mayor Walkup and Mike Letcher, City Manager.

It was moved by Council Member Scott, duly seconded, to pass and adopt Resolution 21399; and authorize Mayor Walkup to execute the amended trust assurances that would be provided by the property owners to secure the payment of the impact fees.

Mayor Walkup asked if there was any discussion.

Vice Mayor Romero echoed Council Member Scott's comments. She thanked Council Member Scott, Council Member Uhlich, and their staff, who worked diligently together, as well as the City Attorney's Office and the City Manager's Office. She especially thanked the Stimulus Impact Fee Committee that came together to talk about those issues for the community, and said she hoped it would be one of many development agreements. She said the policy would serve realtors, developers, builders, residents, and was good for business and Tucson. She echoed Council Member Scott's comments that it was a win-win situation, and where sometimes they may not have seen as much as they would have wanted to see it served in many different ways. She said it was helping a developer build those two developments, where the developer probably would not have moved forward because of the impact fees. She said the policy was helping the developer, as well as the Tucson Housing Trust Fund.

Vice Mayor Romero said that because of these difficult economic times and the issues with real estate, the Tucson Housing Trust Fund had been serving the community with down payment assistance, and helping to relocate families that had lost their homes due to foreclosures. She said it was helping to bring something that was excellent for the future of the community. She thanked Mr. Campbell for participating in the program voluntarily, and thanked her colleagues for approving a policy that truly was a win-win situation.

Council Member Uhlich applauded the leadership of Council Member Scott and her staff. She said it was an issue that was brought before the Mayor and Council and quickly polarized the community on two sides of hopes and concerns. They both sparked economic development, and yet, recognized the need for affordable housing. She said they could have been immobilized in that polarized position for some time and she appreciated and applauded the ability of Council Member Scott and her staff for finding the compromise solution, which was very beneficial to economic developments and funding affordable housing. She thanked Mr. Campbell, and said he consistently brought forth projects of high quality to them, and it was a pleasure to initiate that significant policy in partnership with him. She said there were times when she wanted to support infrastructure investment and partnership, and that it was a great thing having him be the first to work with them.

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 Glassman, Uhlich, Scott, Leal, and Trasoff; Vice Mayor Romero and Mayor Walkup

Nay: None

Resolution 21399 was declared passed and adopted by a roll call vote of 7 to 0.

## **12. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS**

Mayor Walkup announced City Manager's communication number 485, dated September 22, 2009, was received into and made part of the record. He asked if there were any personal appointments to be made.

No personal appointments were made.

**13. ADJOURNMENT:** 6:32 p.m.

Mayor Walkup announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, October 6, 2009, at 5:30 p.m., in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

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MAYOR

ATTEST:

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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 22nd day of September 2009, and do hereby certify that it is an accurate transcription.

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DEPUTY CITY CLERK

RWR:ds:sac