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## Minutes of MAYOR AND COUNCIL Meeting

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Approved by Mayor and Council  
on April 17, 2012.

Date of Meeting: October 12, 2011

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 5:48 p.m., on Wednesday, October 12, 2011, 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
Paul Cunningham	Council Member Ward 2 (arrived at 5:50 p.m.)
Karin Uhlich	Vice Mayor, Council Member Ward 3
Shirley C. Scott	Council Member Ward 4
Richard G. Fimbres	Council Member Ward 5
Steve Kozachik	Council Member Ward 6
Robert E. Walkup	Mayor

Absent/Excused:

None

Staff Members Present:

Richard Miranda	City Manager
Michael Rankin	City Attorney
Roger W. Randolph	City Clerk

**2. INVOCATION AND PLEDGE OF ALLEGIANCE**

The invocation was given by Draigg Phillips, City Clerk's Office, after which the Pledge of Allegiance was presented by the entire assembly.

Presentations:

- a. Proclaiming October 16<sup>th</sup> to October 22<sup>nd</sup> to be “Save for Retirement Week.”
- b. Presentation to the Tucson-Pima County Historical Commission Landmark Signs Subcommittee and City staff for their work on the Historic Landmark Signs Ordinance.

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

Mayor Walkup announced City Manager’s communication number 393, dated October 12, 2011, 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.

Current event reports were provided by Council Members Romero, Cunningham, Scott, Fimbres, Kozachik and Mayor Walkup. A recording of this item will be available from the City Clerk’s Office for ten years from the date of this meeting.

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

Mayor Walkup announced City Manager’s communication number 394, dated October 12, 2011, 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.

Current event report was given by Michael Rankin, City Attorney. A recording of this item will be available from the City Clerk’s Office for ten years from the date of this meeting.

**5. LIQUOR LICENSE APPLICATIONS**

Mayor Walkup announced City Manager’s communication number 395, dated October 12, 2011, was received into and made part of the record. He asked the City Clerk to read the Liquor License Agenda.

- b. Liquor License Application(s)  
  
New License(s)

1. Jalopy's Grillville & Brewery, Ward 3  
4230 N. Oracle Rd.  
Applicant: Francis Hallett Burns III  
Series 3, City 71-11  
Action must be taken by: October 16, 2011

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

Application deactivated by the applicant and was not considered.

2. Circle K Store #3415, Ward 2  
3215 N. Swan Rd.  
Applicant: Kim Kenneth Kwiatkowski  
Series 10, City 72-11  
Action must be taken by: October 20, 2011

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

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)

Person Transfer:

NOTE: There are no application(s) for person transfers scheduled for this meeting.

c. Special Event(s):

1. The University of Arizona, Alumni Association, Ward 6  
553 N. Vine Ave., Bldg 58.02  
Applicant: Roberta Angelica Quiroz  
City T91-11  
Date of Event: November 5, 2011  
(Sky Suite Ticket Holders Event)

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

Item was considered separately.

2. The University of Arizona, Alumni Association, Ward 6  
553 N. Vine Ave., Bldg 58.02  
Applicant: Roberta Angelica Quiroz  
City T92-11  
Date of Event: November 26, 2011  
(Sky Suite Ticket Holders Event)

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

Item was considered separately.

3. Tucson Hispanic Chamber Foundation, Ward 6  
5220 E. Speedway Blvd.  
Applicant: Leanor Priscilla Peterson  
City T93-11  
Date of Event: November 11, 2011 - November 12, 2011  
(Fundraiser)

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

4. Saint Ambrose Catholic School, Ward 6  
300 S. Tucson Blvd.  
Applicant: Paul R. Tadeo  
City T94-11  
Date of Event: October 29, 2011  
(Fundraiser)

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

5. Tucson Celtic Festival Association, Ward 3  
4502 N. 1st Ave.  
Applicant: Sharon Ann Caldwell  
City T95-11  
Date of Event: November 4, 2011 - November 6, 2011  
(Cultural Festival)

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

6. Saints Peter & Paul Parish, Ward 6  
1436 N. Campbell Ave.  
Applicant: Michael X. Sanchez  
City T96-11  
Date of Event: October 29, 2011  
(Fundraising)

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

7. Fox Theatre Foundation, Ward 1  
17 W. Congress St.  
Applicant: Thomas William Warne  
City T99-11  
Date of Event: November 4, 2011  
(Fundraiser)

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

8. Our Lady Queen of All Saints Parish, Ward 5  
2915 E. 36th St.  
Applicant: Darlene Dooley  
City T100-11  
Date of Event: November 4, 2011 - November 6, 2011  
(Fundraiser)

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

- d. Agent Change/Acquisition of Control

NOTE: There are no application(s) for agent changes scheduled for this meeting.

It was moved by Council Member Kozachik, duly seconded and carried by a voice vote of 7 to 0, to forward liquor license applications 5b2 and 5c3-8 to the Arizona State Liquor Board with a recommendation for approval.

## 5. LIQUOR LICENSE APPLICATIONS

- c. Special Event(s):

1. The University of Arizona, Alumni Association, Ward 6  
553 N. Vine Ave., Bldg 58.02  
Applicant: Roberta Angelica Quiroz  
City T91-11  
Date of Event: November 5, 2011  
(Sky Suite Ticket Holders Event)

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

2. The University of Arizona, Alumni Association, Ward 6  
553 N. Vine Ave., Bldg 58.02  
Applicant: Roberta Angelica Quiroz  
City T92-11  
Date of Event: November 26, 2011  
(Sky Suite Ticket Holders Event)

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

It was moved by Council Member Cunningham, duly seconded and carried by a voice vote of 6 to 0 (Council Member Kozachik recused due to a conflict of interest), to forward liquor license applications 5c1 and 5c2 to the Arizona State Liquor Board with a recommendation for approval.

**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.

Comments were made by:

Hugh Baxter  
Ron Proctor

Mikki Niemi  
Tyler Robbins

Erin Wilcox  
Sheldon Gutman

A recording of this item will be available from the City Clerk's Office for ten years from the date of this meeting.

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

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. APPROVAL OF MINUTES

1. Report from City Manager OCT12-11-400 CITY WIDE
2. Mayor and Council Regular Meeting Minutes of April 12, 2011

b. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH TUCSON UNIFIED SCHOOL DISTRICT REGARDING HUMAN SERVICES

1. Report from City Manager OCT12-11-398 CITY WIDE
2. Resolution No. 21806 relating to Intergovernmental Agreements; authorizing and approving the execution of Amendment to the Intergovernmental Agreement between the City of Tucson and the Tucson Unified School District to provide Human Services; and declaring an emergency.

c. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE TRANSFER OF SINGLE FAMILY RESIDENCES

1. Report from City Manager OCT12-11-397 CITY WIDE
2. Resolution No. 21807 relating to Housing and Community Development; authorizing and approving the execution of the NSP1 Subrecipient Agreement and Performance Deed of Trust between the City of Tucson and Pima County for the transfer of single family homes purchased with stimulus funds under the Neighborhood Stabilization Program 1 (NSP1) funds; and declaring an emergency.

- d. TUCSON CODE: AMENDING (CHAPTER 2) RELATING TO THE DISPOSITION OF PROPERTY OBTAINED BY THE POLICE DEPARTMENT
  - 1. Report from City Manager OCT12-11-399 CITY WIDE
  - 2. Ordinance No. 10934 relating to Tucson Police Department; amending the Tucson Code, Chapter 2, Article IX, Section 2-140, disposition of property obtained by the Police Department; and declaring an emergency.
- e. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA ATTORNEY GENERAL'S OFFICE FOR TOBACCO RETAIL COMPLIANCE INSPECTIONS
  - 1. Report from City Manager OCT12-11-401 CITY WIDE
  - 2. Resolution No. 21808 relating to Intergovernmental Agreements; approving and authorizing the execution of an Intergovernmental Agreement between the City of Tucson and the Arizona Attorney General's Office, the Department of Law, State of Arizona for Tobacco Retail Compliance Inspections; and declaring an emergency.

It was moved by Council Member Romero, duly seconded, and passed by a roll call vote of 7 to 0 that Consent Agenda Items a-e be passed and adopted and the proper action taken.

**8. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS**

Mayor Walkup announced City Manager's communication number 396, dated October 12, 2011, was received into and made part of the record. He asked for a motion to approve the appointments in the report.

It was moved by Council Member Cunningham, duly seconded, and carried by a voice vote of 7 to 0 to approve the appointments in the report.

**9. ADJOURNMENT: 6:31 p.m.**

Mayor Walkup announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, October 18, 2011, 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 12th day of October 2011, and do hereby certify that it is an accurate transcription.

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DEPUTY CITY CLERK

RWR:tl:dr