



## MAYOR AND COUNCIL REGULAR MEETING NOTICE & AGENDA

The City of Tucson has a council-manager form of government. Policies are set by the Mayor and Council, who are elected by the people. Policies are carried out by the City Manager, who is appointed by the Mayor and Council. The Mayor and Council decides what is to be done; the City Manager, operating through the entire City staff, does it.

### REGULAR COUNCIL MEETINGS

The Mayor and Council usually meet the first four Tuesdays of each month in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.

#### 5:30 p.m. session [Order of business]

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| <ul style="list-style-type: none"> <li>Invocation and Pledge of Allegiance</li> <li>Presentations</li> <li>Summary of Current Events</li> <li>Liquor license applications</li> <li>Consent Agenda</li> </ul> | <ul style="list-style-type: none"> <li>Call to the Audience. Individuals may speak up to three minutes. Call to the Audience will be limited to thirty minutes. Speakers may address any matter except items noticed as a Public Hearing.</li> <li>Public Hearings. Individuals may speak up to five minutes. Each public hearing is limited to one hour.</li> <li>Other Mayor and Council business as listed on the agenda for the meeting.</li> </ul> |
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Copies of the agenda are available during the meeting. Additionally, the agenda, as well as reference documents, are available in the City Clerk's office prior to each meeting and on the City's web site : [www.tucsonaz.gov/agdocs](http://www.tucsonaz.gov/agdocs)

Ordinances and resolutions (the laws of Tucson) are considered during regular meetings. Those adopted with the emergency clause and the affirmative vote of five members of the Council take effect immediately. Those adopted without the emergency clause take effect thirty days after passage. Unless the Mayor or a member of the Council requests that an ordinance or resolution be read in full, it is read by number and title only. Routine items are scheduled under the heading of Consent Agenda, which allows a number of actions to occur with a single motion.

To better serve everyone in the community, the Mayor and Council chambers is wheelchair accessible. An assistive listening system for the hearing impaired is in place and closed captioning is available on cable television. A request for reasonable accommodation for persons with disabilities must be made in the City Clerk's Office at least two working days prior to the meeting and can be made by calling 791-4213 or 791-2639 (TDD).

### PARTICIPATION BY THE PUBLIC

As a courtesy to others, please turn off or put in vibrate mode all pagers and cell phones.

To address the Mayor and Council:

- Complete a speaker's card and deposit it in the tray on the podium. Upon being recognized, state your name and address before proceeding.
- Submit written comments to the Mayor and Council (via the City Clerk) prior to and during the meeting.
- Call the Mayor and Council Citizen Comment Line at 791-4700 or write the City's Web Site, [www.tucsonaz.gov/agdocs](http://www.tucsonaz.gov/agdocs). Your comments will be transcribed and distributed to the Mayor and Council.

Persons attending the meeting shall observe rules of propriety, decorum, and good conduct, and refrain from impertinent or slanderous remarks. Violation of this rule shall result in such persons being barred from further audience before the governing body. A copy of the complete rules and regulations may be obtained from the City Clerk.

**Robert E. Walkup – Mayor**  
**Kathleen Dunbar – Vice Mayor**

#### Council Members

<b>José J. Ibarra</b>	<b>Ward 1</b>	<b>Shirley C. Scott</b>	<b>Ward 4</b>
<b>Carol W. West</b>	<b>Ward 2</b>	<b>Steve Leal</b>	<b>Ward 5</b>
<b>Kathleen Dunbar</b>	<b>Ward 3</b>	<b>Fred Ronstadt</b>	<b>Ward 6</b>

Revisions to the agenda can occur up to 24 hours prior to the meeting. Contact the City Clerk at 791-4213 (TDD: 791-2639), FAX: 791-4017 or WEB SITE: [www.tucsonaz.gov/agdocs](http://www.tucsonaz.gov/agdocs), 9<sup>th</sup> floor, City Hall, 255 W. Alameda for up-to-date information Monday through Friday, 8:00 a.m. to 5:00 p.m. [holidays excepted]. Live coverage of the meeting is cablecast on Tucson 12. In addition, replays of the meetings are cablecast on Tucson 12 as follows:

Wednesdays – 9:00 p.m.                      Thursdays – 9:00 a.m.                      Sundays – 9:00 a.m.

VHS tapes of meetings are available at the Tucson Main Library, 101 N. Stone.



# MAYOR & COUNCIL MEETING NOTICE & AGENDA

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Mayor and Council and to the general public that the Mayor and Council will hold the following meeting which will be open to the public:

## REGULAR MEETING

**TUESDAY, APRIL 12, 2005 – 5:30 P.M.  
MAYOR AND COUNCIL CHAMBERS  
(CITY HALL, 255 WEST ALAMEDA, TUCSON, ARIZONA)**

**1. ROLL CALL**

**2. INVOCATION AND PLEDGE OF ALLEGIANCE**

INVOCATION – Pastor Craig Coulter, Oro Valley Church of the Nazarene

PLEDGE OF ALLEGIANCE – Mayor, Council and public in attendance

**PRESENTATIONS**

- a. Proclaiming April 2005 to be The Month of the Young Child
- b. Proclaiming April 9 to April 16, 2005 to be Tucson Unite for Long-Term Tsunami Relief for Mercy Corps

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

- a. Report from City Manager APRIL12-05-188 CITY-WIDE

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

- a. Report from City Manager APRIL12-05-189 CITY-WIDE

## 5. LIQUOR LICENSE APPLICATIONS

a. Report from City Manager APRIL12-05-183 CITY-WIDE

b. Liquor License Applications

### New License

1. Wal-Mart Neighborhood Market #3357, Ward 3  
3925 E. Grant Road  
Applicant: Clare Abel  
Series 09, City 16-05  
Action must be taken by: April 14, 2005

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

2. Nonie New Orleans Bistro, Ward 6  
2526 E. Grant Road  
Applicant: Jorge Antonio Luque  
Series 12, City 17-05  
Action must be taken by: April 16, 2005

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

3. Mary's Downtown Flower Market, Ward 6  
100 N. Stone Avenue #105  
Applicant: Mary Sue Ramos  
Series 10, City 18-05  
Action must be taken by: April 25, 2005

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)

c. Special Event

1. Artsake Foundation, Ward 6  
Congress/Aviation/6<sup>th</sup> Avenue/5<sup>th</sup> Avenue  
City T22-05  
Applicant: Jeb Bley Schoonover  
Date of Event: April 16, 2005  
Fundraiser

Staff has indicated the applicant is in compliance with city requirements.  
(CONTINUED FROM MAYOR AND COUNCIL MEETING OF APRIL 5, 2005)

2. Congress Street Historical Theatres Foundation, Ward 6  
318 E. Congress Street  
Applicant: Douglas William Biggers  
City T28-05  
Date of Event: April 16, 2005  
Live music; Part of Biannual Club Crawl Event

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

3. Tucson Metropolitan Community Chorus dba Desert Voices, Ward 6  
516 N. 5<sup>th</sup> Avenue  
Applicant: Rebecca H. Cohen  
City T29-05  
Date of Event: April 16, 2005  
Fundraising – Cabaret Production & Silent Auction

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

4. St. Joseph Parish Fiesta, Ward 6  
215 S. Craycroft  
Applicant: Mathius Peter Wirtz  
City T30-05  
Date of Event: April 22 - 23, 2005  
Fundraiser & Social Event

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

**Public Opinion: 1 Support letter**

5. Arizona League of Conservation Voters, Ward 1  
288 N. Church Avenue  
Applicant: Linda K. Wilson  
City T32-05  
Date of Event: April 19, 2005  
Book Signing Benefit

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

6. Strength Building Partners, Ward 2  
2970 N. Swan Road  
Applicant: Camerone Elise Parker  
City T33-05  
Date of Event: April 22, 2005  
“Celebrate Children 2005” Annual Fundraiser

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

7. St. Cyril Catholic Church, Ward 6  
4725 E. Pima Street  
Applicant: John Tabor  
City T34-05  
Date of Event: April 23, 2005  
Fundraising

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

8. Arizona Hospice & Palliative Care Org. (AHPCO)  
140 N. Main  
Applicant: Jan Marie Doughty  
City T37-05  
Date of Event: April 15, 2005  
Esteban Concert/Fundraiser for AHPCO

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

**6. CONSENT AGENDA – ITEMS A THROUGH K**

**FOR COMPLETE DESCRIPTION OF ITEMS**  
**SEE ATTACHED CONSENT AGENDA**

Matters listed under the Consent Agenda are considered to be routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired by members of the governing body, that item will be removed from the Consent Agenda and will be considered separately.

**7. CALL TO THE AUDIENCE**

At this time, any member of the public is allowed to address the Mayor and City Council on any issue except for items scheduled for a public hearing at the meeting. Speakers are limited to three minute presentations. Speakers must state their name, address, whether they reside in the City of Tucson, whom they represent, and the subject matter. Any person who is representing a person other than themselves and is receiving compensation to influence an action by the Mayor and Council, shall, before speaking, identify themselves as a "retained speaker". Pursuant to the Arizona Open Meeting Law, individual Council Members may ask the City Manager to review the matter, ask that the matter be placed on a future agenda, or respond to criticism made by speakers. However, the Mayor and Council may not discuss or take legal action on matters raised during "call to the audience".

**8. PUBLIC HEARING: TUCSON CODE AMENDING (CHAPTER 6), ADOPTION OF LOCAL SWIMMING POOL AMENDMENTS TO THE 2003 INTERNATIONAL BUILDING AND RESIDENTIAL CODES (CONTINUED FROM THE MEETING OF MARCH 22, 2005)**

- a. Report from City Manager APRIL12-05-191 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.

**9. PUBLIC HEARING: TUCSON CODE AMENDING (CHAPTER 25), ESTABLISHING THE TRAFFIC MANAGEMENT FOR TEMPORARY WORK ZONES PROGRAM**

- a. Report from City Manager APRIL12-05-180 CITY-WIDE
- b. Hearing on the adoption of additions to Tucson Code Chapter 25, establishing the Traffic Management for Temporary Work Zones program.
- c. Ordinance No. 10140 relating to streets and sidewalks; establishing a Temporary Work Zone Traffic Management Program; amending Tucson Code by amending Section 25-24 thereof and by adding a new Article V to Chapter 25 thereof entitled Temporary Work Zone Traffic Management; and declaring an emergency.

**10. PUBLIC HEARING: SEWELL-HUDLOW NEIGHBORHOOD PLAN AMENDMENT, WILMOT ROAD AND HAWTHORNE STREET**

- a. Report from City Manager APRIL12-05-181 WARD 6
- b. Hearing on amending the *Sewell-Hudlow Neighborhood Plan* to allow the conversion of a single-family residential use to a residentially-scaled office use.
- c. Resolution No. 20046 relating to planning and zoning; amending the *Sewell-Hudlow Neighborhood Plan* to convert a single-family residential use to a residentially scaled office use at the northwest corner of Wilmot Road and Hawthorne Street; and declaring an emergency.

**11. TUCSON CODE: AMENDING (CHAPTER 25), REVISIONS TO THE PEDDLERS' ORDINANCE**

- a. Report from City Manager APRIL12-05-192 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.

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

- a. Report from City Manager APRIL12-05-190 CITY-WIDE

**13. ADJOURNMENT**

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, April 19, 2005, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.