



## 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 26, 2005 – 5:30 P.M.  
MAYOR AND COUNCIL CHAMBERS  
(CITY HALL, 255 WEST ALAMEDA, TUCSON, ARIZONA)**

**CLERICAL CORRECTION: Item 5b1 was inadvertently labeled as a person transfer and should have been a person/location transfer.**

**1. ROLL CALL**

**2. INVOCATION AND PLEDGE OF ALLEGIANCE**

INVOCATION – Reverend Carol Chandler, United Methodist Church

PLEDGE OF ALLEGIANCE – The Pledge will be led by Council Member Shirley Scott

**PRESENTATIONS**

- a. Presentation of “Ward IV Outstanding Citizen Civic Service Awards” and “Ward IV Outstanding Constituent Service Awards”
- b. Presentation to Department of Transportation, Streets Division personnel for the Phoenix Heavy Equipment Rodeo
- c. Proclaiming April 28, 2005 to be Take Our Daughters and Sons to Work Day
- d. Proclaiming April 26, 2005 to be Outstanding Teen Citizen Day
- e. Presentation of “Outstanding Teen Citizen Awards”

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

- a. Report from City Manager APRIL26-05-217 CITY-WIDE

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

- a. Report from City Manager APRIL26-05-218 CITY-WIDE

## 5. LIQUOR LICENSE APPLICATIONS

- a. Report from City Manager APRIL26-05-215 CITY-WIDE
- b. Liquor License Applications

### ~~Person Transfer~~ **Person/Location Transfer**

- 1. The Spot Billards, Ward 3  
2502 N. 1st Avenue  
Applicant: Christopher Bradford  
Series 06, City 21-05  
Action must be taken by: May 1, 2005

Development Services Department has indicated the applicant is **not** in compliance with city requirements.

### **PUBLIC OPINION: PROTESTS FILED**

NOTE: State law provides that for a person **and location** ~~to-person~~ transfer, Mayor and Council may consider both the applicant's capability, qualifications, ~~and~~ reliability, **and location** issues. (A.R.S. Section 4-203; **R9-1-102**)

Note: Deleted text is ~~strike through~~ and new text is **bold**.

- c. Special Event

- 1. CODAC Behavioral Health Services, Inc., Ward 2  
4644 E. Ft. Lowell Road  
Applicant: Kristine Welter  
City T18-05  
Date of Event: May 7, 2005  
Fundraiser

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

- 2. Ss. Peter & Paul Catholic School Parents Club, Ward 6  
1946 E. Adams  
Applicant: Maureen Batik  
City T41-05  
Date of Event: May 7, 2005  
Fundraiser

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

### **PUBLIC OPINION: PROTEST FILED**

3. Casas Adobes Rotary Club, Ward 3  
4502 N. 1st Avenue  
Applicant: Thomas Firth  
City T43-05  
Date of Event: April 30, 2005  
Charitable Fundraiser

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

## 6. **CONSENT AGENDA – ITEMS A THROUGH C**

### **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. **ZONING: (C9-05-02) CIVANO MASTER PAD – HOUGHTON ROAD, SR, R-1, R-2, OCR-2, C-2, I-1 AND PAD-6 TO PAD-12, CITY MANAGER’S REPORT AND ORDINANCE ADOPTION**

- a. Report from City Manager APRIL26-05-220 WARD 4
- b. Report form Zoning Examiner dated April 8, 2005

- c. Request to rezone approximately 818 acres from SR (Very Low Density Residential), R-1 (Low Density Residential), R-2 (Medium Density Residential), OCR-2 (High-rise Mixed-use), C-2 (General Commercial), I-1 (Light Industrial), and PAD-6 (Planned Area Development) zoning to PAD-12 (Planned Area Development) zoning. Applicant: Gordon Alley of Pulte Home Corporation, on behalf of the property owners, Joyce Rodda of Lawyers Title of Arizona.

The rezoning site is located at the northeast corner of Houghton and Bilby Roads. The preliminary development plan proposes a mixed-use development consisting of regional and neighborhood commercial uses, and a maximum of 2578 residential units. (A total of 726 in the existing developed Neighborhood 1 PAD area, plus 1852 units in the proposed Sierra Morado PAD. Additional residential development may also occur in the commercial Pavilions PAD).

The Zoning Examiner recommends approval of PAD-12 zoning and the adoption of the Civano Master PAD.

Nine (9) written approvals and 106 written protests were received prior to the Zoning Examiner's public hearing. The protest level within 150 feet of the rezoning site is less than 20 percent in all four quadrants surrounding the site, and is also less than 20 percent within the rezoning site. The majority of the protests refer to a lack of mandatory public involvement in review of plans, garage placement, gated streets, preservation of open space, and protection of native plants. Additional protests address noise, pollution, and traffic concerns, and/or express the desire to leave the zoning as it is.

- d. Ordinance No. 10147 relating to zoning: amending zoning district boundaries in the area located at the northeast corner of Houghton and Bilby Roads in Case C9-05-02, Civano Master PAD – Houghton Road, SR, R-1, R-2, OCR-2, C-2, I-1, and PAD-6 to PAD-12; and setting an effective date.

A simple majority vote will be necessary to adopt the ordinance as presented.

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

- a. Report from City Manager APRIL26-05-219 CITY-WIDE

## **10. ADJOURNMENT**

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, May 3, 2005, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.