



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"> Invocation and Pledge of Allegiance Presentations Summary of Current Events Liquor license applications Consent Agenda | <ul style="list-style-type: none"> 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. Public Hearings. Individuals may speak up to five minutes. Each public hearing is limited to one hour. Other Mayor and Council business as listed on the agenda for the meeting. |
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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

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. 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

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

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, 9th 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

WEDNESDAY, JULY 6, 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 Mark Pederson, Centro Cristiano Esperanza

PLEDGE OF ALLEGIANCE – Mayor, Council and public in attendance

PRESENTATIONS

- a. Proclaiming July 10 to July 16 to be National Therapeutic Recreation Week

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

- a. Report from City Manager JULY6-05-389 CITY-WIDE

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

- a. Report from City Manager JULY6-05-390 CITY-WIDE

5. LIQUOR LICENSE APPLICATIONS

- a. Report from City Manager JULY6-05-377 CITY-WIDE
- b. Liquor License Applications

New License

- 1. The Moose on Congress, Ward 6
254 E. Congress Street
Series 12, City 44-05
Applicant: Tina Marie Kilcullen
Action must be taken by: July 17, 2005

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

- 2. Apache Shell, Ward 2
8291 E. 22nd Street
Series 10, City 45-05
Applicant: Jasjit Singh Chopra
Action must be taken by: July 22, 2005

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

PUBLIC OPINION: **SUPPORT FILED**

- 3. Kelsey's on University Restaurant & Pub, Ward 6
800 E. University Blvd., Suite #104
Series 12, City 46-05
Applicant: Seth James Muir
Action must be taken by: July 23, 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)

6. CONSENT AGENDA – ITEMS A THROUGH BB

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: PROPOSED ALTERNATIVE EXPENDITURE LIMITATION – HOME RULE OPTION

- a. Report from City Manager JULY6-05-397 CITY-WIDE
- b. Hearing. Tucson, like all Arizona cities is subject to a spending limit imposed by the State Constitution. Because revenues and the need for city services are anticipated to exceed the state set limit, the City is evaluating the option for an alternative spending limit; Home Rule. Home Rule allows the City voters to set expenditure limits, typically established as the annual budget adopted by the Mayor and Council. Under this option, City voters have the opportunity to re-approve the alternative limit every four years.

A second Public Hearing on this item will be on August 2, 2005, in the Mayor and Council Chambers of City Hall, 255 West Alameda, Tucson, Arizona, at or after 5:30 PM.

9. PUBLIC HEARING: MAJOR STREETS AND ROUTES PLAN AMENDMENT – UPDATES RELATED TO RECENT ANNEXATION AND APPROVED ARTERIAL CHANGES

- a. Report from City Manager JULY6-05-406 WARDS 2, 3, 4, AND 5
- b. Hearing on proposed amendments to the Major Streets and Routes Plan, updating street classifications and rights-of-way for those streets affected by recent annexation and approved arterial alignment changes.
- c. Ordinance No. 10177 relating to planning and zoning; updating and amending the Major Streets and Routes (MS&R) Plan map updating street classification and right-of-way for those streets affected by recent annexations and approved arterial changes including portions of River Road, Houghton Road, Drexel Road, Los Reales Road, Rita Road, Hughes Access Road, Nogales Old Vail Extension, Wilmot Road, Kolb Road, Alvernon Way, Nexus Road, Voyager Road, Pantano Road, and UA Science and Technology Park-Spine Road; and setting an effective date.

10. PUBLIC HEARING: TUCSON CODE, AMENDING CHAPTER 6, ADOPTION OF THE 2003 INTERNATIONAL ENERGY CONSERVATION CODE AND SUSTAINABLE ENERGY STANDARD WITH LOCAL AMENDMENTS

- a. Report from City Manager JULY6-05-404 CITY-WIDE
- b. Hearing on the proposed adoption of the 2003 International Energy Conservation Code (IECC) and local amendments to the 2003 IECC and the Sustainable Energy Standard.
- c. Ordinance No. 10178 relating to Building, Electricity, Plumbing and Mechanical Code, amending the Tucson Code Chapter 6, Buildings, Electricity, Plumbing and Mechanical Code, Article III Buildings, Division 1, Building Code, Section 6-40 Energy Conservation Code, by adopting the International Energy Conservation Code, 2003 Edition with local modifications; establishing penalties; establishing an effective date; and declaring an emergency.

If adopted, provisions go into effect October 1, 2005.

11. PUBLIC HEARING: ZONING (C9-02-32) A-C INVESTMENTS – AJO WAY, R-1, R-2 AND I-1 TO I-1, CHANGE OF CONDITIONS AND PRELIMINARY DEVELOPMENT PLAN

- a. Report from City Manager JULY6-05-402 WARD 5
- b. Hearing

Material for this item will be available on the City website and in the City Clerk's office on Friday, July 1, 2005.

12. ZONING: (C9-03-17) VIEJO VILLA – ESCALANTE ROAD, SR TO R-1, ORDINANCE ADOPTION

- a. Report from City Manager JULY6-05-401 WARD 4
- b. Ordinance No. 10179 relating to zoning: amending zoning district boundaries in the area located on the southeast corner of Escalante Road and Houghton Road in Case C9-03-17, Viejo Villa – Escalante Road, SR to R-1; and setting an effective date.

A three-fourths majority vote will be necessary to adopt the ordinance

13. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

- a. Report from City Manager JULY6-05-391 CITY-WIDE

14. ADJOURNMENT

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, August 2, 2005, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.