



**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. A member of the Mayor and Council may be present and participate in a meeting of the governing body by electronic attendance, subject to the conditions included in the Mayor and Council Rules and Regulations.

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

- Invocation and Pledge of Allegiance
- Presentations
- Summary of Current Events
- Liquor License Applications
- 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.

- Consent Agenda
- 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.

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. 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).

Spanish language interpreting assistance is available during the meeting. If you need assistance, contact the Council Reporter located near the front, right side of the Chambers.

SAP in Spanish is now available for Mayor & Council meetings on channel 12. You can change your TV to the SAP function (check your remote control instructions) and listen to the Mayor & Council meetings translated in Spanish.

**PARTICIPATION BY THE PUBLIC**

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, whether you reside in the City of Tucson and whom you represent, before proceeding. Any person who is representing people other than themselves and is receiving compensation to influence an action by the Mayor & Council, shall, before speaking, identify themselves as a "retained speaker".
- 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](http://www.tucsonaz.gov). 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. Please turn off or put in vibrate mode all pagers and cell phones. A copy of the complete rules and regulations may be obtained from the City Clerk.

<b>Robert E. Walkup – Mayor</b>		<b>Karin Uhlich – Vice Mayor</b>			
<b><u>Council Members</u></b>					
<b>Regina Romero</b>	<b>Ward 1</b>	<b>Karin Uhlich</b>	<b>Ward 3</b>	<b>Steve Leal</b>	<b>Ward 5</b>
<b>Rodney Glassman</b>	<b>Ward 2</b>	<b>Shirley C. Scott</b>	<b>Ward 4</b>	<b>Nina J. Trasoff</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 5:00p.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:

**Wednesday – 9:00 p.m.**                          **Thursday – 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 AGENDA

**TUESDAY, SEPTEMBER 16, 2008 – 5:30 P.M.  
MAYOR AND COUNCIL CHAMBERS  
(CITY HALL, 255 W. ALAMEDA, TUCSON, AZ)**

- 1. ROLL CALL**
  
- 2. INVOCATION AND PLEDGE OF ALLEGIANCE**  
  
INVOCATION – Pastor Bob Auberry, New Life Church  
  
PLEDGE OF ALLEGIANCE – Girl Scout Troop #1335
  
- 3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS**
  - a. Report from City Manager SEPT16-08-486 CITY-WIDE
  
- 4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS**
  - a. Report from City Manager SEPT16-08-487 CITY-WIDE

**5. LIQUOR LICENSE APPLICATIONS**

- a. Report from City Manager SEPT16-08-488 CITY-WIDE
- b. Liquor License Applications

New License(s)

- 1. Famous Sams #6 (VI), Ward 6  
3933 E. Pima St., Ste 101  
Applicant: Gary Curtis Suskind  
(Continuation of a Restaurant License) Series 12, City 54-08  
Action must be taken by: September 22, 2008

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

Revenue and Tucson Police Department have indicated the applicant is in compliance with city requirements.

- 2. Amber Restaurant & Gallery, Ward 2  
7000 E. Tanque Verde  
Applicant: Peter Witusik  
Series 12, City 55-08  
Action must be taken by: September 25, 2008

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

- 3. Luna Bella, Ward 2  
2990 N. Swan Rd., Suite 145  
Applicant: Steven Stuart Schultz  
Series 12, City 56-08  
Action must be taken by: September 25, 2008

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(s)

4. Buffet Bar, Ward 6  
538 E. 9th St.  
Applicant: Lisha Louise Smith  
Series 6, City 57-08  
Action must be taken by: September 27, 2008

Development Services and Tucson Police Departments have indicated the applicant is in compliance with city requirements.

Revenue has indicated the applicant is not in compliance with city requirements.

Public Opinion:           Written Argument Opposed Filed

NOTE: State law provides that for a person to person transfer, Mayor and Council may consider the applicant's capability, qualifications and reliability. (A.R.S. Section 4-203)

c. Special Event(s)

1. Tucson Fire Fighters' Chili Cook-Off, Ward 1  
160 W. Alameda  
Applicant: Gerry R. Bowlin  
City T58-08  
Date of Event: November 7, 2008  
(Fundraiser for Adopt-A-Family)

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

2. Tucson's Young Professionals, Inc., Ward 6  
330 S. Scott Ave.  
Applicant: Megan Leslee Pellman  
City T61-08  
Date of Event: October 3, 2008  
(To promote community event in downtown Tucson)

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

3. St. Luke's in the Desert, Inc., dba St. Luke's Home, Ward 2  
3800 E. River Rd.  
Applicant: Larry E. Rush  
City T62-08  
Date of Event: November 9, 2008  
(Fundraiser)

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

4. ArtSake Foundation, Ward 6  
318 E. Congress  
Applicant: Paul Bear (Barrington)  
City T64-08  
Date of Event: October 11, 2008  
(Fundraiser)

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

5. St. Margaret Mary Parish, Ward 1  
801 N. Grande Ave.  
Applicant: Oscar H. White  
City T65-08  
Date of Event: October 11, 2008 - October 12, 2008  
(Annual Parish Fiesta)

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

- d. Agent Change/Acquisition of Control

NOTE: There are no agent changes scheduled for this meeting.

## 6. 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.”

## 7. CONSENT AGENDA – ITEMS A THROUGH F

### **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.

**8. DEVELOPMENT AGREEMENT: WITH THE FLATS AT JULIAN DREW BLOCK, LLC**

- a. Report from City Manager SEPT16-08-496 WARD 6

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. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS**

- a. Report from City Manager SEPT16-08-489 CITY-WIDE

**10. ADJOURNMENT**

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, September 23, 2008, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.