



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, OCTOBER 14, 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 Dayton Durley, Northwest Community Friends Church

PLEDGE OF ALLEGIANCE – Girl Scout Jr. Cadet Troop #1241

PRESENTATIONS:

- a. Proclaiming October 2008 to be “National Down Syndrome Awareness Month”

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

- a. Report from City Manager OCT14-08-550 CITY-WIDE

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

- a. Report from City Manager OCT14-08-551 CITY-WIDE

5. LIQUOR LICENSE APPLICATIONS

- a. Report from City Manager OCT14-08-552 CITY-WIDE
- b. Liquor License Applications

New License(s)

- 1. El Taco Tote, Ward 2
1340 N. Wilmot
Applicant: Hector A. Heras Acuña
Series 12, City 61-08
Action must be taken by: October 20, 2008

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

- 2. Finley Distributing Co., Ward 5
2104 S. Euclid Ave.
Applicant: Dennis Anthony Shields
Series 4, City 63-08
Action must be taken by: October 24, 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)

- 3. Midtown Bar and Grill, Ward 6
4915 E. Speedway Blvd.
Applicant: Frank Martin Silverman
Series 6, City 62-08
Action must be taken by: October 26, 2008

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

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. Glassman Foundation - Aristocare Putt-Putt Open, Ward 2
6503 E. Tanque Verde
Applicant: Don Weston Haskell
City T77-08
Date of Event: November 9, 2008
(Fundraiser for local children's charities)

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

2. Vietnam Veterans of America, Inc. Tucson Chapter 106, Ward 1
3700 S. La Cholla
Applicant: Robert Serge
City T78-08
Date of Event: November 1, 2008
(To honor armed forces, its veterans & the community)

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

3. Escaramuza "Flor de Primavera", Ward 5
4823 S. 6th Ave.
Applicant: Francisco Javier Celaya
City T79-08
Date of Event: October 25, 2008
(Educate equestrian Mexican culture concert & dance)

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

4. Congress St. Historic Theatres Foundation, Ward 6
318 E. Congress
Applicant: Douglas W. Biggers
City T89-08
Date of Event: October 29, 2008
(Concert)

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 J

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. PUBLIC HEARING: AMENDING TUCSON CODE (CHAPTERS 6 AND 27) RAINWATER COLLECTION AND DISTRIBUTION REQUIREMENTS

- a. Report from City Manager OCT14-08-564 CITY-WIDE
- b. Hearing on a proposed Ordinance which calls for the capture of rooftop rainfall for use on landscaping in commercial projects.
- c. Ordinance No. 10597 relating to Buildings, Electricity, Plumbing and Mechanical Code; amending the Tucson Code Chapter 6 by adding a new Article VIII, Rainwater collection and distribution requirements, Sections 6-181 through 6-188 regulating, the use of Rainwater Harvesting and Storage Systems; requiring a landscape water budget for all commercial developments; providing that a minimum 50% of the landscape water budget be supplied by Harvested Rainwater; providing for exceptions to the Rainwater Harvesting requirement; requiring an annual Rainwater Harvesting Report; amending Tucson Code Chapter 27, Water, Article I, in General, Section 27-15(A) to include a Rainwater Harvesting provision as an element of water wastage; setting an effective date; and declaring an emergency.

9. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

- a. Report from City Manager OCT14-08-553 CITY-WIDE

10. ADJOURNMENT

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, October 21, 2008, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.