



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

NOTICE TO PARENTS

Meetings of the Mayor and Council are audio and video recorded. If you permit your child to participate in the Council Meeting, a recording will be made. You may exercise your right not to consent by not permitting your child to participate. You and your child may also leave the Council Meeting at any time.

Persons who require an accommodation or materials in accessible format or require a foreign language interpreter or materials in a language other than English for this event, call 791-4213 or 791-2639 (TDD) at least five business days in advance.

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, 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.

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.

Jonathan Rothschild – Mayor		Regina Romero – Vice Mayor	
<u>Council Members</u>			
Regina Romero	Ward 1	Karin Uhlich	Ward 3
Paul Cunningham	Ward 2	Shirley C. Scott	Ward 4
		Richard G. Fimbres	Ward 5
		Steve Kozachik	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 5:00p.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.



AVISO & AGENDA DE SESION REGULAR DEL ALCALDE Y CONCEJO

La Ciudad de Tucson tiene una forma de gobierno de gerente-concejo. Las políticas son fijadas por el Alcalde y Concejo, quienes son electos por el pueblo. Las políticas son puestas en práctica por el Gerente de la Ciudad, quien es nombrado por el Alcalde y Concejo. El Alcalde y Concejo deciden lo que se debe hacer; el Gerente de la Ciudad, operando por medio de todo el personal de la Ciudad, lo lleva a cabo.

SESIONES REGULARES DEL CONCEJO

El Alcalde y Concejo se reúnen usualmente los primeros cuatro días martes de cada mes, en el Salón del Alcalde y Concejo, Ayuntamiento, 255 W. Alameda, Tucson, Arizona. Un miembro del Alcalde y el Concilio puede ser presente y tomar parte en una reunión del consejo de administración por asistencia electrónica, sujeto a las condiciones incluidas en las Reglas de Alcalde y Concilio y Regulaciones.

Sesión de las 5:30 p.m. [Agenda]

- Invocación y Juramento a la Bandera
- Presentaciones
- Resumen de Temas de Actualidad
- Solicitudes de licencias de licor
- Convocación al Público. Los individuos pueden hablar hasta por tres minutos. La Convocación al Público se limitará a treinta minutos. Los ponentes pueden hablar de cualquier tema excepto los temas anunciados como Audiencia Pública.

- Aprobación de la Agenda
- Audiencias Públicas. Los individuos pueden hablar hasta por cinco minutos. Cada audiencia pública está limitada a una hora.
- Otros asuntos del Alcalde y Concejo listados en la agenda para la reunión.

Habrà copias de la agenda disponibles durante la reunión. Además, la agenda, así como los documentos de referencia, están disponibles en la oficina del Secretario del Ayuntamiento antes de cada sesión y en el sitio del Internet de la Ciudad: www.tucsonaz.gov/agdocs

AVISO A LOS PADRES

Las reuniones del Alcalde y Concejo son grabadas en video y en audio. Si usted permite que su hijo(a) participe en la Reunión del Concejo, se hará una grabación. Puede usted ejercer su derecho a no consentir a ello no permitiendo participar a su hijo(a). Usted y su hijo(a) pueden irse de la Reunión del Concejo en cualquier momento.

Las personas que requieran acomodaciones o materiales en un formato accesible o que requieran un interprete de un idioma extranjero o materiales en un lenguaje que no sea inglés para este evento, hablen al 791-4213 o al 791-2639 (TDD) al menos cinco días laborables por adelantado.

PARTICIPACION DEL PUBLICO

Para dirigirse al Alcalde y Concejo:

- Llène una tarjeta de ponente y deposítela en la bandeja en el podio. Cuando sea reconocido, diga su nombre, si reside en la Ciudad de Tucson y a quién representa, antes de proceder. Cualquier persona que esté representando a personas aparte de sí mismo y esté recibiendo una compensación para influenciar una acción del Alcalde y Concejo, tiene que identificarse como "ponente contratado" antes de hablar.
- Presente sus comentarios por escrito al Alcalde y Concejo (a través del Secretario del Ayuntamiento) antes de y durante la reunión.
- Llame a la Línea del Alcalde y Concejo para Comentarios de Ciudadanos al 791-4700 o escriba al Sitio del Internet de la Ciudad, www.tucsonaz.gov/agdocs.

Las personas que asisten a la reunión deben observar las reglas de urbanidad, decoro y buena conducta, y abstenerse de comentarios impertinentes o difamatorios. La violación de esta regla resultará en que dichas personas sean excluidas de audiencias subsiguientes ante el las autoridades. Por favor desconecte o use vibración en todos los *pag*ers y teléfonos celulares.

Jonathan Rothschild – Alcalde

Regina Romero – Vicealcalde

Miembros del Concejo

Regina Romero Distrito 1
Paul Cunningham Distrito 2

Karin Uhlich Distrito 3
Shirley C. Scott Distrito 4

Richard G. Fimbres Distrito 5
Steve Kozachik Distrito 6

Pueden ocurrir modificaciones a la agenda hasta 24 horas antes de la sesión. Contacte al Secretario del Ayuntamiento al -4213 (TDD: 791-2639, FAX: 791-4017) o INTERNET: www.tucsonaz.gov/agdocs, 9^o piso, Ayuntamiento, 255 W. Alameda para información actualizada, de lunes a vienes, 8:00 a.m. a 5:00 p.m. [except tuando días festivos]. Cobertura en vivo de la sesión es transmitida por cable en Tucson 12 y en el Canal Comcast 59 (lunes únic amente). Además, repeticiones de las reuniones se transmiten por cable en Tucson 12 como sigue: **Miércoles – 9:00 p.m.** **Jueves – 9:00 a.m.** **Domingos–9:00a.m.**



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

WEDNESDAY, FEBRUARY 20, 2013 – 5:30 PM

MAYOR AND COUNCIL CHAMBERS

CITY HALL, 255 W. ALAMEDA, TUCSON, AZ

1. **ROLL CALL**

2. **INVOCATION AND PLEDGE OF ALLEGIANCE**

INVOCATION - Missionary Cherry Jackson, Church of God Christ

PLEDGE OF ALLEGIANCE - Mayor, Council and public in attendance

PRESENTATIONS

- a. Proclaiming Sonar Technician Submarine First Class Jesse Reyna to be "Honorary Citizen of the 'Old Pueblo'"

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

- a. Report from City Manager FEB20-13-49 CITY WIDE

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

- a. Report from City Manager FEB20-13-50 CITY WIDE

5. **LIQUOR LICENSE APPLICATIONS**

- a. Report from City Manager FEB20-13-56 CITY WIDE

- b. Liquor License Application(s)

New License(s)

1. Adiba Fas Fuel, Ward 2
8530 E. Speedway Blvd.
Applicant: Adiba S. Rana
Series 10, City 4-13
Action must be taken by: March 3, 2013

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

2. Mama Louisa's Italian Restaurant & Catering, Ward 4
2041 S. Craycroft Rd.
Applicant: David Ray Mowery
Series 12, City 5-13
Action must be taken by: March 4, 2013

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

Person Transfer(s)

NOTE: There are no application(s) for person transfers scheduled for this meeting.

c. Special Event(s)

1. Congregation Anshei Israel, Ward 6
5550 E. 5th St.
Applicant: Robert Dietz
City T7-13
Date of Event: March 9, 2013
(Fundraiser)

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

2. Live Theatre Workshop, Ward 6
5317 E. Speedway Blvd.
Applicant: Michael Andrew Martinez
City T8-13
Date of Event: March 8, 2013 - March 9, 2013
(Fundraiser)

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

3. St. Demetrios Greek Orthodox Church, Ward 3
1145 E. Fort Lowell Rd.

Applicant: Philip LaMantia
City T11-13
Date of Event: March 9, 2013
(Fundraiser)

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

4. Downtown Tucson Partnership, Ward 6
82 S. Stone Ave.
Applicant: Brandi Renee Haga
City T12-13
Date of Event: March 9, 2013
(Premier cycling event)

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

- d. Agent Change/Acquisition of Control

NOTE: There are no application(s) for 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 within the jurisdiction of the Mayor and Council, except for items scheduled for a public hearing at the meeting. Speakers are limited to three minute presentations. Speakers must state their name, 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

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.

- a. [APPROVAL OF MINUTES](#)

1. Report from City Manager FEB20-13-51 CITY WIDE

2. Mayor and Council Regular Meeting Minutes of June 5, 2012
 3. Mayor and Council Special Meeting Minutes of June 5, 2012
 4. Mayor and Council Study Session Legal Action Report and Summary Minutes of June 5, 2012
- b. [REAL PROPERTY: REQUEST FOR APPROVAL OF A SECOND AMENDMENT TO THE TEMPLE OF MUSIC AND ART MANAGEMENT AGREEMENT](#)
1. Report from City Manager FEB20-13-52 WARD 6
 2. Resolution No. 22005 relating to Real Property; authorizing and approving the Second Amendment to the Management Agreement dated February 1, 1988, by and between the City of Tucson and Arizona Theatre Company; and declaring an emergency.
- c. [PARKS AND RECREATION: NAMING THE DOG PARK AT PURPLE HEART PARK "IVAN'S SPOT"](#)
1. Report from City Manager FEB20-13-53 WARD 4
 2. Resolution No. 22004 relating to Parks and Recreation; authorizing and approving the naming of the dog park in Purple Heart Park "Ivan's Spot"; and declaring an emergency.
8. [ZONING: \(C9-12-14\) ARIZONA AUTO SPA - MIDVALE PARK ROAD, C-1 TO C-2, CITY MANAGER'S REPORT](#)
- a. Report from City Manager FEB20-13-57 WARD 1
 - b. Report from Zoning Examiner dated January 25, 2013
 - c. Request to rezone approximately 0.92 acres, of a 1.31 acre parcel, from C-1 to C-2 zoning. The rezoning site is located at the southeast corner of Midvale Park Road and Irvington Road. The applicant is Thomas Saylor-Brown of SBBL Architecture on behalf of the property owner, Daryl Ross, represented by Nathan Lawson. The preliminary development plan proposes the construction of a new self-service automated car wash facility, consisting of a car wash building with additional office and equipment areas totaling approximately 3,430 square feet in floor area. The proposed building height is 25 feet. Two vacuum canopies with a height of 10 feet and covering a total of 15 bays are also proposed. Four additional uncovered vacuum bays are proposed in the northwest corner of the site.

The *Santa Cruz Area Plan* and the *General Plan* provide land use policy

direction for the rezoning site.

The Zoning Examiner and staff recommend authorization of C-2 zoning subject to certain conditions.

One written approval and one written protest were received prior to the Zoning Examiner's public hearing. The single protest is outside of the 150-foot protest area.

A simple majority vote will be necessary to adopt a rezoning ordinance once the conditions of rezoning are met.

9. **RESOLUTION: SUPPORTING THE MISSION OF THE DAVIS-MONTHAN AIR FORCE BASE**

- a. Report from City Manager FEB20-13-55 CITY WIDE
- b. Resolution No. 22006 relating to Davis-Monthan Air Force Base (DMAFB); supporting the mission of the Davis-Monthan Air Force Base; and declaring an emergency.

10. **MEMORIAL: REQUESTING SUPPORT FROM THE CITY OF TUCSON FOR THE VAIL INCORPORATION EFFORT**

- a. Report from City Manager FEB20-13-56 OUTSIDE CITY
- b. A Memorial: relating to Incorporation; declaring support for the Town of Vail incorporation effort.

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

- a. Report from City Manager FEB20-13-54 CITY WIDE

12. **ADJOURNMENT**

- a. The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, February 26, 2013, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.