



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.