



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, NOVEMBER 24, 2009 – 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 – Dr. Lester L. Potts, Veterans of Foreign Wars Post 549

PLEDGE OF ALLEGIANCE – Mayor, Council and public in attendance

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

a. Report from City Manager NOV24-09-594 CITY-WIDE

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

a. Report from City Manager NOV24-09-595 CITY-WIDE

5. LIQUOR LICENSE APPLICATIONS

- a. Report from City Manager NOV24-09-592 CITY-WIDE
- b. Liquor License Application(s)

Person/Location Transfer(s)

- 1. Auld Dubliner, Ward 6
800 E. University Blvd., #104
Applicant: Kevin Arnold Kramber
Series 6, City 79-09
Action must be taken by: December 6, 2009

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

NOTE: State law provides that for a person and location transfer, Mayor and Council may consider both the applicant's capability, qualifications, reliability and location issues. (A.R.S. Section 4-203; R19-1-102)

- c. Special Event(s)
 - 1. Sacred Heart Catholic Parish Tucson Inc., Ward 3
601 E. Fort Lowell Rd.
Applicant: Melanie Loraine Nelson
City T100-09
Date of Event: December 12, 2009
(Sacred Heart Fiesta Virgin de Guadalupe)

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

- d. Agent Change/Acquisition of Control/Restructure

NOTE: There are no agent change(s) scheduled for this meeting.

MOTION: forward the liquor licenses to the State Liquor Board with a recommendation of approval/denial.

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, 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 C

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 THE NEIGHBORHOOD PRESERVATION ZONE (CONTINUED FROM THE MEETING OF NOVEMBER 17, 2009)

- a. Report from City Manager NOV24-09-600 CITY-WIDE
- b. Hearing on the proposed amendments to the Neighborhood Preservation Ordinance to establish a Design Review Board appeal procedure and to establish fees relating to various appeals processes.
- c. Ordinance No. 10734 relating to Development Compliance Code; clarifying the process for appeal of decisions by the Director and Design Review Board concerning Neighborhood Preservation Zone applications by amending Tucson Code Chapter 23A Article II Sections 23A-32.1 and 23A-61 to clarify parties having a right to appeal decisions of the Director; and providing Board of Adjustment appeals process; adding a new Section 23A-64 providing appeal process to the Design Review Board from decisions of the Director; amending fees charged by the Planning and Development Services Department to add fees for compatibility review by the Design Professional and appeal to the Design Review Board; and declaring an emergency.

9. ZONING: (C9-09-07) FELDMAN’S NEIGHBORHOOD PRESERVATION ZONE, R-1, R-2, R-3 TO NR-1, NR-2, AND NR-3, CITY MANAGER’S REPORT, DIRECT ORDINANCE ADOPTION (Continued from the meeting of 11/17/09)

- a. Report from City Manager NOV24-09-599 WARDS 3 AND 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.

10. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

- a. Report from City Manager NOV24-09-593 CITY-WIDE

11. ADJOURNMENT

The next regularly scheduled meeting of the Mayor and Council will be held on Monday, December 7, 2009, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.