





# 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

**MONDAY, DECEMBER 7, 2009 – 10:00 A.M.**  
**INAUGURAL CEREMONY FOR NEWLY ELECTED OFFICIALS**  
**FOX TUCSON THEATRE**  
**17 WEST CONGRESS STREET**  
**TUCSON, ARIZONA**

**1. ROLL CALL**

**2. INVOCATION AND PLEDGE OF ALLEGIANCE**

INVOCATION:

Rabbi Stephanie Aaron, Congregation Chaverim

Father Bartholomew “Bart” Hutchinson, UA Newman Center

Chaplain Michael Brewer, Point Man Ministries

PLEDGE OF ALLEGIANCE – Mayor and Council and public in attendance

**3. AWARDS/COMMENTS**

**4. OATH OF OFFICE**

The Honorable Judge Leslie Miller will administer the Oath of Office to the Council Member for Ward 3 Karin Uhlich, the Council Member for Ward 5 Richard G. Fimbres, and the Council Member for Ward 6 Steve Kozachik.

**5. ORGANIZATION OF THE COUNCIL**

**A. ROLL CALL**

**B. SELECTION OF VICE-MAYOR**

1. Report from City Manager DEC7-09-606 CITY-WIDE
2. Resolution No. 21448 relating to the Vice-Mayor of the Mayor and Council; selecting a Vice-Mayor.

**AT THIS TIME THE MAYOR AND COUNCIL WILL RECESS THE MORNING MEETING AND RECONVENE AT 5:30 P.M. IN THE MAYOR AND COUNCIL CHAMBERS OF CITY HALL, 255 WEST ALAMEDA, TUCSON, ARIZONA**



**10. LIQUOR LICENSE APPLICATIONS**

- a. Report from City Manager DEC7-09-603 CITY-WIDE
- b. Liquor License Application(s)

New License(s)

- 1. R Place Bar & Grill, Ward 2  
3412 N. Dodge Blvd.  
Applicant: Randy Miner Cramblit  
Series 12, City 80-09  
Action must be taken by: December 13, 2009

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

- 2. Enoteca Pizzeria Wine Bar, Ward 1  
58 W. Congress St.  
Applicant: Rene M. Knechtle  
Series 12, City 81-09  
Action must be taken by: December 13, 2009

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

- 3. El Coqui Puerto Rican Restaurant, Inc., Ward 6  
5443 E. 22nd St.  
Applicant: Joseph Hiram Gonzalez  
Series 12, City 82-09  
Action must be taken by: December 13, 2009

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)

- c. Special Event(s)

NOTE: There are no special event(s) scheduled for this meeting.

- d. Agent Change/Acquisition of Control/Restructure

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

**11. 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.”

**12. CONSENT AGENDA ITEMS A THROUGH L**

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.

**13. PUBLIC HEARING: *WEST UNIVERSITY NEIGHBORHOOD PLAN (PA-09-02)*  
MAIN GATE V – INCREASED BUILDING HEIGHT**

- a. Report from City Manager DEC7-09-612 WARD 6
- b. Hearing on proposed revisions to the *West University Neighborhood Plan* building height policy to allow a rezoning to the OCR-1 zone, for the purpose of building an approximately 130-foot high hotel on a 0.74-acre site at the southeast corner of Second Street and Tyndall Avenue. Applicant: Tom Warne of The Marshall Foundation.
- c. Resolution No. 21449 relating to planning and zoning; amending the *West University Neighborhood Plan* to increase building heights on a 0.74-acre site at the northwest portion of the block bounded by University Boulevard on the south, Second Street on the north, Park Avenue on the east, and the Tyndall Avenue Alignment on the west; and declaring an emergency.

**14. ZONING: (C9-06-24) ALTA VISTA COMMUNITIES – KOLB ROAD, O-3 TO OCR-1, ORDINANCE ADOPTION**

- a. Report from City Manager DEC7-09-617 WARD 2
- b. Ordinance No. 10738 relating to zoning: amending zoning district boundaries in the area located on the west side of Kolb Road, at Calle La Paz, approximately 1,400 feet south of Tanque Verde Road, in Case C9-06-24, Alta Vista Communities-Kolb Road, O-3 to OCR-1; and setting an effective date.

A simple majority vote will be necessary to adopt the ordinance.

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

- a. Report from City Manager DEC7-09-604 CITY-WIDE

**16. ADJOURNMENT**

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, December 15, 2009, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.