

# CONSENT AGENDA

MONDAY, JUNE 28, 2004 – 5:30 P.M.  
MAYOR AND COUNCIL CHAMBERS  
CITY HALL, 255 WEST ALAMEDA, TUCSON, ARIZONA

COUNCIL MEMBER LEAL

## 6. CONSENT AGENDA ITEMS A THROUGH GG

### A. ASSURANCE AGREEMENT: (S03-023) VILLAS AT DOS HOMBRES II SUBDIVISION, LOTS 1 TO 12 AND COMMON AREAS “A” AND “B”

- (1) Report from City Manager JUNE28-04-357 W2
- (2) Resolution No. 19869 relating to planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements required in connection with the approval in Case No. S03-023 of a final plat for the Villas at Dos Hombres II Subdivision, Lots 1 to 12 and Common Areas “A” and “B”; and declaring an emergency.

### B. FINAL PLAT: (S03-023) VILLAS AT DOS HOMBRES II SUBDIVISION, LOTS 1 TO 12 AND COMMON AREAS “A” AND “B”

- (1) Report from City Manager JUNE28-04-335 W2
- (2) The City Manager recommends that, after the approval of the assurance agreement, the Mayor and Council approve the final plat as presented. The applicant is advised that building/occupancy permits are subject to the availability of water/sewer capacity at the time of actual application.

### C. ASSURANCE AGREEMENT: (S04-035) SAM HUGHES PLACE AT THE CORNER 56 CONDOMINIUM UNITS AND COMMON ELEMENTS “A”, “B”, AND LIMITED COMMON ELEMENTS “C-1” TO “C-58”

- (1) Report from City Manager JUNE28-04-355 W6
- (2) Resolution No. 19873 relating to planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements required in connection with the approval in Case No. S04-035 of a final plat for the Sam Hughes Place Subdivision at the corner 56 Condominium Units and Common Elements “A” and “B” and Limited Common Elements “C-1” – “C-58”; and declaring an emergency.

**D. FINAL PLAT: (S04-035) SAM HUGHES PLACE AT THE CORNER SUBDIVISION, 56 CONDOMINIUM UNITS AND COMMON ELEMENTS “A”, “B” AND LIMITED COMMON ELEMENTS “C-1” TO “C-58”**

- (1) Report from City Manager JUNE28-04-336 W6
- (2) The City Manager recommends that, after the approval of the assurance agreement, the Mayor and Council approve the final plat as presented. The applicant is advised that building/occupancy permits are subject to the availability of water/sewer capacity at the time of actual application.

**E. ASSURANCE AGREEMENT: (S02-034) HIGH SIERRA ESTATES SUBDIVISION, LOTS 1 TO 21 AND COMMON AREAS “A”, “B”, AND “C”**

- (1) Report from City Manager JUNE28-04-356 W1
- (2) Resolution No. 19870 relating to planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements required in connection with the approval in Case No. S02-034 of a final plat for the High Sierra Estates Subdivision, Lots 1 to 21 and Common Areas “A”, “B”, and “C”; and declaring an emergency.

**F. FINAL PLAT: (S02-034) HIGH SIERRA ESTATES SUBDIVISION, LOTS 1 TO 21 AND COMMON AREAS “A”, “B”, AND “C”**

- (1) Report from City Manager JUNE28-04-337 W1
- (2) The City Manager recommends that, after the approval of the assurance agreement, the Mayor and Council approve the final plat as presented. The applicant is advised that building/occupancy permits are subject to the availability of water/sewer capacity at the time of actual application.

**G. ASSURANCE AGREEMENT: (S02-044) WALNUT PROPERTY SUBDIVISION, LOTS 1 TO 54 AND COMMON AREA “A”**

- (1) Report from City Manager JUNE28-04-354 W2
- (2) Resolution No. 19871 relating to planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements required in connection with the approval in Case No. S02-044 of a final plat for the Walnut Property Subdivision, Lots 1 to 54 and Common Area “A”; and declaring an emergency.

**H. FINAL PLAT: (S02-044) WALNUT PROPERTY SUBDIVISION, LOTS 1 TO 54 AND COMMON AREA "A"**

- (1) Report from City Manager JUNE28-04-338 W2
- (2) The City Manager recommends that, after the approval of the assurance agreement, the Mayor and Council approve the final plat as presented. The applicant is advised that building/occupancy permits are subject to the availability of water/sewer capacity at the time of actual application.

**I. ASSURANCE AGREEMENT: (S03-024) PANTANO'S EDGE SUBDIVISION, LOTS 1 TO 71 AND COMMON AREAS "A-1" TO "A-3" AND "B-1" TO "B-3"**

- (1) Report from City Manager JUNE28-04-358 W4
- (2) Resolution No. 19872 relating to planning: authorizing the Mayor to execute an Assurance Agreement securing the completion of improvements required in connection with the approval in Case No. S03-024 of a final plat for the Pantano's Edge Subdivision, Lots 1 to 71 and Common Areas "A-1" – "A-3" and "B-1" – "B-3"; and declaring an emergency.

**J. FINAL PLAT: (S03-024) PANTANO'S EDGE SUBDIVISION, LOTS 1 TO 71 AND COMMON AREAS "A-1" TO "A-3" AND "B-1" TO "B-3"**

- (1) Report from City Manager JUNE28-04-339 W4
- (2) The City Manager recommends that, after the approval of the assurance agreement, the Mayor and Council approve the final plat as presented. The applicant is advised that building/occupancy permits are subject to the availability of water/sewer capacity at the time of actual application.

**K. FINANCIAL PARTICIPATION AGREEMENT: WITH THE SOUTHERN ARIZONA INSTITUTE OF ADVANCED TRAINING**

- (1) Report from City Manager JUNE28-04-340 CITY-WIDE
- (2) Resolution No. 19865 relating to Financial Participation Agreements; authorizing and approving the Financial Participation Agreements between the City of Tucson and the Southern Arizona Institute of Advanced Training for fiscal year 2005; and declaring an emergency.

**L. TUCSON CODE: (CHAPTER 22) AWARDING A PENSION BENEFIT INCREASE TO TUCSON SUPPLEMENTAL RETIREMENT SYSTEM RETIREES AND BENEFICIARIES OF RETIREES WHO RETIRED FROM THE CITY PRIOR TO JULY 1, 2001**

- (1) Report from City Manager JUNE28-04-341 CITY-WIDE
- (2) Ordinance No. 9990 relating to Pensions, Retirement and Group Insurance; implementing Article 3, Tucson Supplemental Retirement System Section 22-41 (A) increase in retirement allowance of retired members by providing a benefit increase; and declaring an emergency.

**M. TUCSON CODE: AMENDING (CHAPTER 7) RELATING TO THE REGULATION OF MASSAGE THERAPISTS AND MASSAGE ESTABLISHMENTS TO COMPLY WITH STATE LEGISLATION**

- (1) Report from City Manager JUNE28-04-342 CITY WIDE
- (2) Ordinance No. 9991 relating to business regulation; revising the provisions regulating massage therapists and establishments by repealing Article VII of Chapter 7 of the Tucson Code; adding new Article VII, Chapter 7, Massage Establishments; and declaring an emergency.

**N. FINANCE: WRITE-OFF OF UNCOLLECTED ACCOUNTS RECEIVABLE**

- (1) Report from City Manager JUNE28-04-343 CITY-WIDE
- (2) Resolution No. 19866 relating to finance; authorizing the write-off of certain uncollectible accounts, and declaring an emergency.

**O. PROFESSIONAL SERVICES CONTRACT: EXTENSION OF CONTRACT WITH WASHINGTON, D.C. CONSULTANT BRACY TUCKER BROWN**

- (1) Report from City Manager JUNE28-04-344 CITY-WIDE

This request for contract extension continues the same terms, conditions and funding levels approved by Mayor and Council for fiscal year 2004.

**P. PROFESSIONAL SERVICES: RENEWAL OF CONTRACT WITH SACKS TIERNEY LAW FIRM FOR REPRESENTATION ON WATER ISSUES**

- (1) Report from City Manager JUNE28-04-345 CITY-WIDE & OUTSIDE CITY
- (2) Resolution No. 19867 relating to professional services; approving an agreement with Sacks Tierney P.A., Lawyers, for representation on water issues; and declaring an emergency.

**Q. GRANT: ACCEPTANCE OF GRANT FUNDS FROM THE U.S. DEPARTMENT OF JUSTICE FOR THE 2004 WEED AND SEED PROGRAM**

- (1) Report from City Manager JUNE28-04-349 W1
- (2) Resolution No. 19868 relating to law enforcement; approving and authorizing acceptance of a grant from the U.S. Department of Justice; for the Weed and Seed neighborhood program; and declaring an emergency.

**R. REAL PROPERTY: VACATION AND SALE OF CHAUNCY STREET RIGHT OF WAY TO THE UNIVERSITY OF ARIZONA**

- (1) Report from City Manager JUNE28-04-350 W3
- (2) Ordinance No. 9993 relating to real property; vacating and declaring a portion of Chauncy Street right-of-way between Vine Avenue and Cherry Avenue to be surplus property, and authorizing the sale thereof to the University of Arizona; and declaring an emergency.

**S. REAL PROPERTY: VACATION AND SALE OF SURPLUS PROPERTY ON WARREN AVENUE, MABEL STREET, DRACHMAN STREET AND THE ALLEY RIGHT OF WAY TO THE UNIVERSITY OF ARIZONA FOR MEDICAL RESEARCH FACILITIES**

- (1) Report from City Manager JUNE28-04-352 W6
- (2) Ordinance No. 9994 relating to real property; vacating and declaring certain portions of Warren Avenue, Mabel Street, Drachman Street and alley right-of-way in the vicinity of Cherry Avenue and Helen Street to be surplus property, and authorizing the sale thereof to the University of Arizona for medical research facilities; and declaring an emergency.

**T. ASSURANCE AGREEMENT: (S03-027) CATALINA VISTAS SUBDIVISION, LOTS 1 TO 85, AND COMMON AREAS “A”, “B”, AND “C”**

- (1) Report from City Manager JUNE28-04-368 W2

Material for this item will be available on the City website and in the City Clerk’s office as soon as it becomes available.

**U. FINAL PLAT: (S03-027) CATALINA VISTAS SUBDIVISION, LOTS 1 TO 85, AND COMMON AREAS “A”, “B”, AND “C”**

- (1) Report from City Manager JUNE28-04-351 W2

Material for this item will be available on the City website and in the City Clerk’s office as soon as it becomes available.

**V. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR YOUTH DEVELOPMENT ACTIVITIES**

- (1) Report from City Manager JUNE28-04-334 W1,3,5,6
- (2) Resolution No. 19874 relating to Intergovernmental Agreements; authorizing and approving the execution of an Intergovernmental Agreement between the City of Tucson and Pima County for Youth Development Activities; and declaring an emergency.

**W. REAL PROPERTY: VACATION, CONVEYANCE, AND EXCHANGE OF SURPLUS PROPERTIES WITH THE TUCSON UNIFIED SCHOOL DISTRICT FOR THE DEVELOPMENT OF ELDERLY HOUSING**

- (1) Report from City Manager JUNE28-04-362 W5
- (2) Ordinance No. 9995 relating to real property; vacating and declaring certain portions of Martin Avenue and other City owned properties in the vicinity of Kino Parkway and Winsett Street to be surplus; authorizing the conveyance of said property to the Tucson Unified School District in exchange for a portion of Tucson Unified School District owned property adjacent to the Quincie Douglas Center/Silverlake Park Complex; vacating and declaring a portion of the Quincie Douglas Center/Silverlake Park Complex to be surplus, and authorizing the conveyance thereof to the Metropolitan Housing Commission and the Tucson Urban League pursuant to the HUD Section 202 Supportive Housing for the Elderly Program, and declaring an emergency. Material for this item will be available on the City website and in the City Clerk’s office as soon as it becomes available.

**X. REAL PROPERTY: VACATION AND SALE OF RIGHT OF WAY NEAR KINO BOULEVARD AND WINSETT STREET TO JOHN AND PEGGY SUE PIZZO**

- (1) Report from City Manager JUNE28-04-364 W5
- (2) Ordinance No. 9996 relating to real property; vacating and declaring a portion of right-of-way near the intersection of Kino Boulevard and Winsett Street to be surplus property, and authorizing the sale thereof to John and Peggy Sue Pizzo; and declaring an emergency.

**Y. INTERGOVERNMENTAL AGREEMENT: WITH THE UNIVERSITY OF ARIZONA TO EXTEND THE LOW 4 WATER CONSERVATION/EDUCATION PROGRAM**

- (1) Report from City Manager JUNE28-04-366 CITY-WIDE AND OUTSIDE CITY
- (2) Resolution No. 19875 relating to water; approving an Intergovernmental Agreement between the City of Tucson and the Regents of the University of Arizona to reduce water consumption in commercial and multi-family landscapes; and declaring an emergency.

**Z. REAL PROPERTY: APPROVING LEASE AGREEMENTS WITH LP&G, INC., AND LEADING MEDICAL RESEARCH, LLC**

- (1) Report from City Manager JUNE28-04-367 W6
- (2) Ordinance No. 9998 relating to real property; authorizing and approving the lease of portions of 400 North Toole Avenue to LP&G, Inc., an Arizona Corporation and Leading Medical Research, LLC; and declaring an emergency.

**AA. AWARD APPLICATION: FOR THE LEAGUE OF AMERICAN BICYCLISTS – BICYCLE FRIENDLY COMMUNITY PLATINUM AWARD 2006**

- (1) Report from City Manager JUNE28-04-369 CITY-WIDE

At the request of staff this item has been continued to the meeting of August 2, 2004.

**BB. OPTION AGREEMENT: WITH THE GENERAL SERVICES ADMINISTRATION FOR A NEW OFFICE BUILDING FOR THE UNITED STATES ATTORNEY'S OFFICE**

- (1) Report from City Manager JUNE28-04-370 W1

Material for this item will be available on the City website and in the City Clerk's office as soon as it becomes available.

**CC. LEASE AGREEMENT: FOR ROOFTOP WEBCAM, LOCATED AT 1 SOUTH CHURCH AVENUE**

- (1) Report from City Manager JUNE28-04-371 W6

Material for this item will be available on the City website and in the City Clerk's office as soon as it becomes available.

**DD. DEVELOPMENT AGREEMENT: APPROVAL OF DEAL POINTS FOR THE CITIZEN AUTO STAGE RELOCATION**

- (1) Report from City Manager JUNE28-04-372 W1

Material for this item will be available on the City website and in the City Clerk's office as soon as it becomes available.

**EE. TUCSON CODE: AMENDING (CHAPTER 22) RELATING TO CITY OF TUCSON EMPLOYEES – APPROVING SUPPLEMENTAL MILITARY LEAVE BENEFITS FOR CITY EMPLOYEES**

- (1) Report from City Manager JUNE28-04-373 CITY-WIDE

Material for this item will be available on the City website and in the City Clerk's office as soon as it becomes available.

**FF. APPROVAL OF MINUTES**

- (1) Report from City Manager JUNE28-04-363 CITY-WIDE

**GG. PARKS AND RECREATION: RELATING TO PARKS FEES**

- (1) Report from City Manager JUNE28-04-374 CITY-WIDE

Material for this item will be available on the City website and in the City Clerk's office as soon as it becomes available.