



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on January 21, 2015

Date of Meeting: July 8, 2014

The Mayor and Council of the City of Tucson met in regular session in the Mayor and Council Chambers in City Hall, 255 West Alameda Street, Tucson, Arizona, at 5:35 p.m., on Tuesday, July 8, 2014, all members having been notified of the time and place thereof.

1. ROLL CALL

The meeting was called to order by Mayor Rothschild and upon roll call, those present and absent were:

Present:

Regina Romero	Council Member Ward 1
Paul Cunningham	Vice Mayor, Council Member Ward 2
Karin Uhlich	Council Member Ward 3
Shirley C. Scott	Council Member Ward 4
Steve Kozachik	Council Member Ward 6
Jonathan Rothschild	Mayor

Absent/Excused:

Richard G. Fimbres	Council Member Ward 5
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Staff Members Present:

Richard Miranda	City Manager
Michael Rankin	City Attorney
Roger W. Randolph	City Clerk

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Rabbi Samuel Cohon, Temple Emanu-El, after which the Pledge of Allegiance was presented by the entire assembly.

Presentations:

- a. Mayor Rothschild presented a plaque of recognition to Richard Miranda for his tenure as Tucson City Manager.
- b. Mayor Rothschild presented members of the Planning and Development Services Department with the Mayor's Employee Appreciation Award.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Rothschild announced City Manager's communication number 207, dated July 8, 2014, was received into and made part of the record. He also announced this was the time scheduled to allow members of the Mayor and Council to report on current events and asked if there were any reports.

Current event reports were provided by Council Members Romero and Scott and Vice Mayor Cunningham. A recording of this item is available from the City Clerk's Office for ten years from the date of this meeting.

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

Mayor Rothschild announced City Manager's communication number 218, dated July 8, 2014, was received into and made part of the record. He also announced this was the time scheduled to allow the City Manager to report on current events, and asked for that report.

Current event report was given by Richard Miranda, City Manager. A recording of this item is available from the City Clerk's Office for ten years from the date of this meeting.

5. LIQUOR LICENSE APPLICATIONS

Mayor Rothschild announced City Manager's communication number 221, dated July 8, 2014, was received into and made part of the record. He asked the City Clerk to read the Liquor License Agenda.

- b. Liquor License Application(s)

New License(s)

1. Public Brewhouse, Ward 6
40 W. Broadway Blvd.
Applicant: Michael Thomas Gura
Series 3, City 31-14
Action must be taken by: June 7, 2014

Tucson Police Department and Revenue Investigations have indicated the applicant is in compliance with city requirements.

Planning and Development Services has indicated the applicant is not in compliance with city requirements.

City Clerk's Office has indicated the applicant is not in compliance with city requirements.

This application was withdrawn at the request of the applicant.

2. Casa Video, Ward 6
2905 E. Speedway Blvd.
Applicant: Thomas Robert Aguilera
Series 10, City 38-14
Action must be taken by: July 25, 2014

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

3. Artigiani Pizza & Mediterranean Food, Ward 3
1765 E. River Rd. #131
Applicant: Thomas Robert Aguilera
Series 12, City 40-14
Action must be taken by: July 26, 2014

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)

Location Transfer(s)

4. 7 Eleven #23823C, Ward 6
1001 E. Speedway Blvd.
Applicant: Ajay Gupta
Series 9, City 39-14
Action must be taken by: July 21, 2014

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

NOTE: State law provides that for a location transfer, Mayor and Council may consider whether the public convenience requires and that the best interest of the community will be substantially served by the issuance of a license at that location. (A.R.S. Section 4-203; Rule R19-1-102)

c. Special Event(s)

1. Tucson Museum of Art, Ward 1
Applicant: Graham Michael Thompson
City T67-14
Date of Event: August 8, 2014
(Art Opening Reception)

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

2. Tucson Botanical Gardens, Ward 6
2150 N. Alvernon Way
Applicant: Mary Ann Confrey
City T68-14
Date of Event: August 23, 2014
(Concert)

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

3. Tucson Botanical Gardens, Ward 6
2150 N. Alvernon Way
Applicant: Mary Ann Confrey
City T69-14
Date of Event: September 27, 2014
(Concert)

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

4. Downtown Tucson Partnership, Ward 6
45 N. 5th Ave.
Applicant: Brandi Renee Haga-Blackman
City T71-14
Date of Event: July 25, 2014
(Celebration of Tucson's Streetcar)

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

5. COAH Tucson, Ward 6
191 E. Toole Ave.
Applicant: Daniel Hernandez
City T72-14
Date of Event: August 25, 2014
(Concert)

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

6. United States Bartenders' Guild Tucson Chapter, Ward 6
45 N. 5th Ave.
Applicant: Aaron Anthony DeFeo
City T75-14
Date of Event: July 26, 2014
(Modern Streetcar Launch Party)

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

This application was withdrawn at the request of the applicant.

7. United States Bartenders' Guild Tucson Chapter, Ward 6
45 N. 5th Ave.
Applicant: Karl William Goranowski
City T76-14
Date of Event: August 1, 2014
(Tucson Summer in the City Party)

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

8. United States Bartenders' Guild Tucson Chapter, Ward 6
45 N. 5th Ave.
Applicant: Karl William Goranowski
City T77-14
Date of Event: August 23, 2014
(Tucson Summer in the City Party)

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

d. Agent Change/Acquisition of Control

1. Buffalo Wild Wings Grill & Bar, Ward 2
68 N. Harrison Rd.
Applicant: Chris Nicholas Miller
Series 12, City AC12-14
Action must be taken by: July 19, 2014

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

NOTE: The local governing body of the city, town or county may protest the acquisition of control within sixty days based on the capability, reliability and qualification of the person acquiring control. (A.R.S. Section 4-203.F)

It was moved by Council Member Romero, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Fimbres absent/excused), to forward liquor license applications 5b2 through 5b4, 5c1 through 5c5, 5c7 through 5c8 and 5d1 to the Arizona State Liquor Board with a recommendation for approval.

6. CALL TO THE AUDIENCE

Mayor Rothschild announced this was the time any member of the public was allowed to address the Mayor and Council on any issue except for items scheduled for a public hearing. Speakers were limited to three-minute presentations.

Mayor Rothschild also announced that 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.”

Comments were made by:

Robert Reus	Keith Van Heyningen	Jesus Magana
Richard Mayers	John Underhill	Ken Taylor
John Kromko	MaryLou Benigno	Alice Novoa
Terry Cynos	Dan Linhart	Ruth Beeker
Laura Leighton		

Vice Mayor Cunningham asked the City Manager to follow up on the concerns with the management at the Tucson Rodeo Grounds.

A recording of this item is available from the City Clerk’s Office for ten years from the date of this meeting.

7. CONSENT AGENDA – ITEMS A THROUGH H

Mayor Rothschild announced the reports and recommendations from the City Manager on the Consent Agenda were received into and made part of the record. He asked the City Clerk to read the Consent Agenda.

a. APPROVAL OF MINUTES

1. Report from City Manager JUL08-14-216 CITY WIDE
2. Mayor and Council Regular Meeting Minutes of January 8, 2014

3. Mayor and Council Study Session Legal Action Report and Summary Minutes of January 8, 2014
 4. Mayor and Council Regular Meeting Minutes of January 22, 2014
 5. Mayor and Council Study Session Legal Action Report and Summary Minutes of January 22, 2014
- b. GRANT AGREEMENT: WITH THE ARIZONA CRIMINAL JUSTICE COMMISSION FOR DRUG CONTROL AND SYSTEM IMPROVEMENT
1. Report from City Manager JUL08-14-215 CITY WIDE
 2. Resolution No. 22258 relating to Grants; approving and authorizing execution of a Grant Agreement with the Arizona Criminal Justice Commission (ACJC) for Drug, Gang and Violent Crime Control for Fiscal Year 2015; and declaring an emergency.
- c. REAL PROPERTY: SALE OF SURPLUS CITY PROPERTY LOCATED AT GRANT ROAD AND 10TH AVENUE
1. Report from City Manager JUL08-14-214 WARD 3
 2. Ordinance No. 11184 relating to Real Property; declaring property located at Grant Road and 10th Avenue (RP 3186) to be surplus property; authorizing the sale thereof to Unrein Investments LLC; and declaring an emergency.
- d. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE OPERATION AND MAINTENANCE OF THE TUCSON MODERN STREETCAR PROJECT
1. Report from City Manager JUL08-14-217 WARDS 1 AND 6
- (Staff requested that this item be continued to the meeting of August 5, 2014)
- e. REAL PROPERTY: ACQUISITION OF PROPERTY LOCATED AT CAMINO DE OESTE AND CORTARO FARMS ROAD FOR A TUCSON WATER PRESSURE REDUCING VALVE FACILITY
1. Report from City Manager JUL08-14-212 OUTSIDE CITY
 2. Resolution No. 22256 relating to Real Property; authorizing the City Manager to acquire by negotiation, and the City Attorney to condemn, if necessary, property necessary for construction of a Tucson Water Pressure Reducing Valve ("PRV") facility; and declaring an emergency.

- f. WATER: AUTHORIZING THE MODIFICATION OF THE CITY'S ASSURED WATER SUPPLY DESIGNATION TO INCLUDE ADDITIONAL WATER SUPPLIES
 - 1. Report from City Manager JUL08-14-211 CITY WIDE AND OUTSIDE CITY
 - 2. Resolution No. 22255 relating to Water; authorizing the modification of the City's Assured Water Supply Designation to include additional water supplies; and declaring an emergency.

- g. ECONOMIC INITIATIVES: ECONOMIC AND WORKFORCE DEVELOPMENT SELECTION COMMITTEE RECOMMENDATIONS FOR FISCAL YEAR 2015 ALLOCATIONS
 - 1. Report from City Manager JUL08-14-225 CITY WIDE

- h. ZONING: (S06-019) DESIGNATING THE TENTATIVE PLAT FOR IRVINGTON PLACE AS A PROTECTED DEVELOPMENT RIGHT PLAN
 - 1. Report from City Manager JUL08-14-213 WARD 5
 - 2. Resolution No. 22257 relating to Zoning: designation of the Tentative Plat/Development Plan for Irvington Place (S06-019) as a protected development right plan; and declaring an emergency.

Vice Mayor Cunningham, before making the motion, asked that the Economic and Workforce Development Selection Committee applicants have full access to the award selection process.

It was moved by Vice Mayor Cunningham, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused) that Consent Agenda Items a through h, with the exception of item d, which was continued, be passed and adopted and the proper action taken.

8. PUBLIC HEARING: ZONING (C9-09-01) SUNSET RANCH – SILVERBELL ROAD, R-1 TO C-1, REACTIVATION, FIVE-YEAR TIME EXTENSION, CHANGE OF CONDITIONS

Mayor Rothschild announced City Manager's communication number 210, dated July 8, 2014, was received into and part of the record. He also announced this was the time and place legally advertised for a public hearing on a request for reactivation, a five-year extension and change of rezoning conditions for a property located north of Grant Road, between the Nursery Wash and Painted Sunset Circle. He asked staff if they wanted to make a brief presentation before beginning the public hearing.

There was no presentation from staff.

Mayor Rothschild also announced that the public hearing was scheduled to last for no more than one hour and speakers were limited to five-minute presentations. He stated that he did not have an speaker cards and asked if there was anyone in the audience wishing to speak on the item.

There was no one.

It was moved by Council Member Uhlich, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Fimbres absent/excused), to close the public hearing.

Council Member Uhlich asked the applicant to come forward and if they were agreeable to all of the terms and conditions.

Herbert Havins, Sunset Ranch Ventures, LLC, gave a brief history of Sunset Ranch Ventures' involvement with the property. He asked for an extension of their conditional rezoning to complete an orderly development of the property within the next few years.

Council Member Uhlich thanked Mr. Havins for all of their work and working with the Council Offices. She said she was pleased the project resided in Ward 3.

It was moved by Council Member Uhlich, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to approve the requested reactivation, five-year time extension, and change of conditions as recommended by staff.

9. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH FIRST AMERICAN TITLE TRUST 9154, OWNERS OF THE BEAR CANYON OVERLOOK DEVELOPMENT, FOR WATER SERVICES

Mayor Rothschild announced City Manager's communication number 219, dated July 8, 2014, was received into and made part of the record. He requested the City Clerk to read Resolution 22259 by number and title only.

Resolution No. 22259 relating to Pre-Annexation and Development Agreements; authorizing and approving the execution of a Pre-Annexation and Development Agreement between the City of Tucson and First American Title Trust 9154, owners of multiple parcels located within the Bear Canyon Overlook development.

Vice Mayor Cunningham commented that there were two water items on the evening's agenda. He asked staff if, in the supporting documentation to the items, and for future items, they could get a better map, or some type of overlay that showed where the actual service area was located.

It was moved by Vice Mayor Cunningham, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to pass and adopt Resolution No. 22259.

10. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH J. DEGRAZIA COMPANY LLC, OWNERS OF THE DEGRAZIA PARCEL, FOR WATER SERVICES

Mayor Rothschild announced City Manager's communication number 208, dated July 8, 2014, was received into and made part of the record. He requested the City Clerk to read Resolution 22254 by number and title only.

Resolution No. 22254 relating to Pre-Annexation and Development Agreements; authorizing and approving the execution of a Pre-Annexation and Development Agreement between the City of Tucson and J. DeGrazia Company LLC, owners of DeGrazia parcel no. 114-19-0230.

Vice Mayor Cunningham commented that one of the things neighborhoods expressed concern with was to ensure that the power lines were buried underground.

It was moved by Vice Mayor Cunningham, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to pass and adopt Resolution No. 22254.

11. FINANCIAL PARTICIPATION AGREEMENTS AND INTERGOVERNMENTAL AGREEMENT: WITH VARIOUS OUTSIDE AGENCIES

Mayor Rothschild announced City Manager's communication number 228, dated July 8, 2014, was received into and made part of the record. He requested the City Clerk to read Resolution 22260 by number and title only.

Resolution No. 22260 relating to outside agency activities; authorizing and approving the Financial Participation Agreements (FPAS) between the City of Tucson (CITY) and various outside agencies and an Intergovernmental Agreement (IGA) between the City and Pima County for Fiscal Year (FY) 2015; and declaring an emergency.

It was moved by Council Member Scott, duly seconded, to pass and adopt Resolution No. 22260.

Council Member Kozachik stated Tucson Clean and Beautiful (TCB), ACCESS and Tucson Pima Arts Council (TPAC) each performed a tangible service for the City. He asked why the City was paying the Pima Association of Governments (PAG) two hundred ninety-eight thousand dollars, what those funds were intended for and how other jurisdiction allocations were determined.

Albert Elias, Assistant City Manager, said he understood that PAG member jurisdictions were all paid different amounts but did not know whether it was formula or population based.

Mayor Rothschild commented he was pretty sure it was population based.

Council Member Kozachik asked if the three hundred thousand dollars paid to PAG was for sitting on their board and being a participant in the regional discussion.

Mr. Elias stated there were a number of activities that PAG staff performed themselves that directly benefited the City. He said, for example, PAG gathered population data and traffic analysis data which saved the City from having to do those tasks themselves. He said the City would have had to pay a consultant to provide that information.

Council Member Kozachik said, for the next time around and for information sake, he wanted to see the basis on which the jurisdiction allocations were determined. He said in regards to ACCESS, in the Mayor and Council materials received, it spoke about underwriting opportunities. He asked if the City had received any of those dollars and who was marketing those opportunities.

Michael Rankin, City Attorney, said the agreement referenced the ability to supplement the funding to ACCESS through underwriting opportunities. He said to date nothing had been identified that would produce those funds, however, he had a meeting scheduled, later in the month, with representatives from Cox Communications to discuss licensing issues that might clear the path in helping identify the sponsorships or underwriting that could produce those revenues.

Council Member Kozachik asked why the matching grant language differed between the two agreements. He said TCB required Mayor and Council approval before applying for matching grants but TPAC required their Chief Financial Officer's (CFO's) approval.

Mr. Rankin stated he guess would be legacy language, but could not answer for sure.

Resolution No. 22260 was declared passed and adopted by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused).

12. MEMORIAL: SUPPORTING FAMILIES AND SAVING CHILDREN FROM DEPORTATION

Mayor Rothschild announced City Manager's communication number 226, dated July 8, 2014, was received into and made part of the record. He requested the City Clerk to read the Memorial by title only.

A Memorial relating to Immigration; declaring support for the protection of families and children; calling for action to suspend deportation of persons with no serious criminal history; and urging the Federal Government to provide appropriate care and shelter for children being processed under federal immigration laws.

Council Member Romero spoke about what the City, the State and the Nation were going through because of the lack of action by one house of Congress in not approving and moving on the laws they were suppose to work on to find solutions for the Country. She commented on the consequences and affects of that lack of action, the broken immigration system and how it affected the City. She said families were being torn apart, unaccompanied minors were coming into the area and an influx of mothers and children were being dropped off at local bus stations without speaking the language, money, food or a place to go.

Council Member Romero said it was a humanitarian crisis that Tucson needed to respond to, take a position on and implore congressional delegation and the President to help families and children from being separated. She said immigrants would not be a drain on the economy if a solution could be found. She invited Isabel Garcia, representing Derechos Humanos and an advocate of human rights to speak on the item.

Isabelle Garcia, Derechos Humanos, thanked the Council for taking the initiative to support families and children from deportation. She said the President needed to hear from important communities such as Tucson. She noted it was mentioned earlier that Tucson was Tohono O'odham land, where Spanish was the native language before English was ever spoken and it was a rich and diverse community. She said Washington needed to hear that the immigration laws were inadequate and did not reflect the reality that there were eleven million people here for various reasons. She said current policies contributed to their leaving their countries, a part nobody wanted to talk about.

Council Member Romero thanked Ms. Garcia for her comments on the issue. She reiterated her earlier comments about immigrant mothers and children, unaccompanied migrant children, and the reasons why the Mayor and Council should urge President Obama and the United States Congress to immediately identify and allocate federal funding and other resources to provide appropriate sheltering and care for children who have been detained and were being processed under federal immigration laws and to stop the separation of families.

It was moved by Council Member Romero, duly seconded, to pass and adopt the Memorial as presented.

Mayor Rothschild asked if there was any discussion.

Council Member Scott said she was in support with ninety-eight percent of what was in the Memorial, but wanted to offer a slight change in the language to section one to read as follows, "That the Mayor and Council encourage Congress and the President to

take all steps necessary to stop the separation of immigrant children, and individuals from their families.”

A substitute motion was made by Council Member Scott, duly seconded, to include the change in the wording to Section 1 of the Memorial as read.

Mayor Rothschild confirmed that amendment or substitute motion was to replace the existing language in section one with the language read by Council Member Scott.

Council Member Scott confirmed it was.

Mayor Rothschild asked if there was any discussion.

Council Member Kozachik commented he did not think anyone present at the evening’s meeting disagreed that the immigration laws were broken, but said he was not sure that a blanket declaration stating that all deportations cease would fix or even addresses the issue. He apologized that the issue had turned into such an ugly exchange. He said he wanted to publicly distance himself from the many divisive and race-based comments made. He continued by saying people could disagree on the nuances but could certainly move together to try and resolve the issues.

Council Member Kozachik stated the Memorial, as originally written, was fairly open ended; and wanted to add a little bit more substance. He reiterated what was going on at the Greyhound Bus Station stating that about eighty-five percent of the people were from Guatemala, Turkey, Honduras and El Salvador, fleeing abject poverty and violence in their own countries. He said many were largely women and children and that the reason for that was because they had been subjected to domestic violence, abandonment in their own countries, and had been lied to about what to expect when they got here. He stated they had also been robbed along the way and often times raped. He said he had experienced this and heard stories for himself as he had visited the Greyhound station many times. He explained the conditions these people went through, how they waited for answers and that there was no one to turn to. He stated eventually they found out their local point of contact was fired from the Guatemalan Consulate due to funding.

Council Member Kozachik offered two items as a friendly amendment to what was on the table. First, he said, was to urge the Guatemalan Consulate to immediately bring back the-funding for the position of a local Consulate representative and two, urge the United States Congress to engage in economic development initiatives with all three of the primary Central American countries, Guatemala, Honduras and El Salvador.

Council Member Romero stated she thought it was proper and appropriate to include the economic development initiatives Council Member Kozachik spoke about. As for the Consulate position, she said it was much more detailed and was more appropriate for the Mayor and Council to request that in writing with a letter to the Guatemalan Consulate, not in the Memoriam that was mostly for the Congressional Delegation and President Obama to reinvest in the Consulate position.

Council Member Romero accepted Council Member Kozachik's amendment in terms of economic development initiatives, but said refunding the position was something they should do in a separate letter.

Council Member Kozachik said he absolutely disagreed with Council Member Romero. He said the Mayor and Council were telling Congress and the President of the United States to deal with Federal Immigration Law, and yet wanted to take a position that they could not instruct the Guatemala Consulate, who had been working in the community, to re-fund the position to serve as a direct point of contact for their people. He said he felt that was absolutely appropriate for the Mayor and Council to do.

Mayor Rothschild said, as a point of information, it was Council Member Scott who had to accept the amendment to her substitute motion.

Council Member Scott stated the Memorial was addressed to the President and Congress of the United States. She said according to what was said in part of the amendment, was to direct some communication to the consulate of another government and giving direction to the President and Congress was one thing, but giving a letter to a different entity was separate from that. She said the Mayor and Council heard what was being said by Council Member Kozachik and felt they were not opposed to that.

Council Member Scott said she did not know that sending the Memorial to the President and Congress of the United States should include an instruction as to how they should run their international relations in addition to targeting the protection of children and families coming across the border. She said she was not a lawyer, but felt these were two separate things and thought that was cleaner and neater as it stood with just the one issue on the Memorial. She asked the City Attorney if it would be an appropriate action to bring forward the request regarding the re-funding of the position with the Guatemalan Consulate.

Michael Rankin, City Attorney said the Mayor and Council could direct the Memorial to whomever they wanted to direct it to. He stated the Memorial that was placed on the agenda was directed to the President and the Congress, but the Mayor and Council could expand it and go to a different addressee if they wished. He said it was within the scope of the item, the Mayor and Council could or could not approve Memorial and by separate direction, either produce another Memorial that could come back or just authorize the Mayor on behalf of the Mayor and Council, to make the communication consistent with Council Member Kozachik's recommendation.

Mayor Rothschild said Council Member Romero seemed to be agreeable to the portion of the amendment that would be directed to Congress and the President, and if Council so directed, he would be happy to write the appropriate correspondence to whoever Council Member Kozachik advised.

Council Member Scott said she would accept that action and make that as part of the motion.

Mr. Rankin asked to be clear for the record that the motion was offered by Council Member Romero, and did not know if it was substitute motion.

Mayor Rothschild said it was a substitute motion.

Roger Randolph, City Clerk, clarified that the substitute motion was per Council Member Scott's request with half of the amendment offered by Council Member Kozachik.

Mayor Rothschild commented it was a substitute motion, Section 1 of the Memorial was deleted and replaced by the substitute Section proposed by Council Member Scott. He said an amendment was added to call for economic development with direction to the Mayor to write a letter to the Consulate.

The substitute motion to pass and adopt the Memorial with the amendment to Section 1 including the friendly amendment directing the Mayor to write a letter urging the Guatemalan Consulate to re-fund the position of a local Consulate representative and to urge the United States Congress to engage in economic development initiatives was passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused).

13. BOARDS, COMMITTEES AND COMMISSIONS: CHARTER REVIEW COMMITTEE CONSULTANT AGREEMENT

Mayor Rothschild announced City Manager's communication number 224, dated July 8, 2014, was received into and made part of the record.

Michael Rankin, City Attorney, said staff solicited letters of interest for proposals from qualified persons to be a consultant to the Charter Review Committee (CRC) per funding from the Community Foundation for Southern Arizona (CFSA). He stated Procurement sent a request for proposals to qualified firms and individuals and received some names from the Foundation as well as the City Attorneys' Association.

Mr. Rankin said two proposals were received; one from the Law Firm of Gus Rosenfeld, specifically Gary Verburg, who was recently retired and had worked as the City Attorney for the City of Phoenix. He said he worked with Mr. Verburg on charter related issues over several years which included election matters that Tucson and Phoenix were jointly handling in the Court of Appeals. He said that the second proposal received was from Dr. Sonenshein, who had served as a charter consultant, including a Chair of the Charter Reform Committee for the City of Los Angeles, as well as, five or six other charter cities in California.

Mr. Rankin said both proposals had agreed to accept the fifty thousand dollar cap that was included as part of the solicitation, and included the combined cost for their fees, expenses and travel.

Council Member Uhlich thanked staff for the quick turn around and the fine job of recruiting proposals of interests, and bringing two qualified candidates. She wanted to make sure the Committee and the consultant were able to pursue any priority items they deemed through the process. She also said she was most impressed with the approach and the tone struck by Dr. Sonenshein.

It was moved by Council Member Uhlich, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Fimbres absent/excused), to direct Procurement to negotiate a contract with Dr. Raphael J. Sonenshein.

14. CITY CLERK: APPOINTMENT OF THE CITY CLERK

Mayor Rothschild announced City Manager's communication number 227, dated July 8, 2014, was received into and made part of the record. He requested the City Clerk to read Ordinance 11186 by number and title only.

Ordinance No. 11186 relating to the City Clerk; appointing the City Clerk; and declaring an emergency.

It was moved by Council Member Kozachik, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to pass and adopt Ordinance 11186 naming Roger W. Randolph as the City Clerk.

15. MAYOR AND COUNCIL: AMENDING THE 2014 MAYOR AND COUNCIL MEETING SCHEDULE

Mayor Rothschild announced City Manager's communication number 209, dated July 8, 2014, was received into and made part of the record. He requested the City Clerk to read Ordinance 11185 by number and title only.

Ordinance No. 11185 relating to Administration; amending Section 1 and incorporated Exhibit A of Ordinance 11114 (adopted October 8, 2013), which approved a schedule of Mayor and Council regular meeting dates for 2014, to reschedule the regular meeting date of Tuesday, October 7, 2014 to Thursday, October 9, 2014; and declaring an emergency.

It was moved by Council Member Romero, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to pass and adopt Ordinance 11185.

16. BOARDS, COMMITTEES AND COMMISSIONS: APPOINTMENTS TO THE CIVIL SERVICE COMMISSION

Mayor Rothschild announced City Manager's communication number 222, dated July 8, 2014, was received into and made part of the record. He requested the City Clerk to read Resolution 22261 by number and title only.

Resolution No. 22261 relating to the Civil Service Commission; appointing David W. Flaughter as a Civil Service Commissioner to fill the existing vacancy for a six-year term commencing on July 8, 2014; fixing annual compensation; and declaring an emergency.

It was moved by Council Member Scott, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to pass and adopt Resolution 22261.

Mayor Rothschild requested the City Clerk to read Resolution 22262 by number and title only.

Resolution No. 22262 relating to the Civil Service Commission; appointing Malcolm Pavey as a Civil Service Commissioner, for a term expiring on January 23, 2018; fixing annual compensation; and declaring an emergency.

It was moved by Council Member Scott, duly seconded, to pass and adopt Resolution 22262.

Vice Mayor Cunningham asked if there was another vacancy coming, as he would be submitting a name.

Michael Rankin, City Attorney, acknowledged that last year Mayor and Council appointed Gerald Hirsch to the Civil Service Commission and sadly, over the weekend Mr. Hirsch had passed away and they would need to fill another vacancy on the Commission.

Resolution 22262 was declared passed and adopted by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused).

17. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Rothschild announced City Manager's communication number 223, dated July 8, 2014, was received into and made part of the record. He asked for a motion to approve the appointments in the report.

It was moved by Council Member Uhlich, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Fimbres absent/excused), to approve the appointment of Debbie Chandler to the Downtown Links Citizens Advisory Committee (DLCAC), Fourth Avenue Merchants Association category.

Mayor Rothschild asked if there were any personal appointments to be made.

Council Member Scott announced her personal appointments of Dr. Lorraine Morales to the Bond Project Advisory Committee (BPAC) and John Springer to the Charter Review Committee (CRC).

Vice Mayor Cunningham announced his personal appointment of David Hunter to the Bond Project Advisory Committee (BPAC).

18. ADJOURNMENT: 7:46 p.m.

Mayor Rothschild announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, August 5, 2014, at 5:30 p.m., in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

MAYOR

ATTEST:

CITY CLERK

CERTIFICATE OF AUTHENTICITY

I, the undersigned, have read the foregoing transcript of the meeting of the Mayor and Council of the City of Tucson, Arizona, held on the 8th day of July 2014, and do hereby certify that it is an accurate transcription.

DEPUTY CITY CLERK

RWR:rg:am