



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on May 17, 2016.

Date of Meeting: October 20, 2015

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 5:31 p.m., on Tuesday, October 20, 2015 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	Council Member Ward 2
Karin Uhlich	Vice Mayor, Council Member Ward 3
Shirley C. Scott	Council Member Ward 4
Richard G. Fimbres	Council Member Ward 5
Steve Kozachik	Council Member Ward 6
Jonathan Rothschild	Mayor

Absent/Excused:

None

Staff Members Present:

Martha M. Durkin	Deputy City Manager
Michael Rankin	City Attorney
Roger W. Randolph	City Clerk

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Danny Garcia, City Clerk's Office, after which the Pledge of Allegiance was presented by the entire assembly.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Rothschild announced City Manager's communication number 378, dated October 20, 2015, 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, Cunningham, Scott, and Fimbres. 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 377, dated October 20, 2015, 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 Martha M. Durkin, Deputy 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 380, dated October 20, 2015, was received into and made part of the record. He asked the City Clerk to read the Liquor License Agenda.

b. Liquor License Applications

New License(s)

1. 7-Eleven #24418D, Ward 5
4295 E. 29th St.
Applicant: Jyoti Pudasaini Adhikari
Series 10, City 75-15
Action must be taken by: October 22, 2016

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

2. 4-Star Liquor, Ward 5
4415 S. 6th Ave.
Applicant: James William Boyd
Series 9, City 78-15
Action must be taken by: October 29, 2015

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

3. The Horseshoe Grill, Ward 2
7713 E. Broadway Blvd.
Applicant: Kenneth Scott Bedient
Series 12, City 79-15
Action must be taken by: November 1, 2015

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

4. Les-Paul Cafe & Lounge, Ward 6
4400 E. Broadway Blvd. #113
Applicant: Thomas Robert Aguilera
Series 12, City 80-15
Action must be taken by: November 1, 2015

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)

5. Beverage Barn, Ward 1
5770 S. 12th Ave.
Applicant: Kevin Arnold Kramber
Series 9, City 76-15
Action must be taken by: October 19, 2015

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

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)

Person/Location Transfer(s)

6. Upper Crust Pizza, Ward 3
1909 E. Grant Rd.
Applicant: Nicholas Powell Heddings
Series 7, City 69-15
Action must be taken by: September 28, 2015

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

7. Merci Gallery, Ward 6
630 E. 9th St.
Applicant: Thomas Robert Aguilera
Series 6, City 72-15
Action must be taken by: October 8, 2015

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

Public Opinion: Written Argument Opposed Filed

This item was considered separately.

8. Casa Video, Ward 6
2905 E. Speedway Blvd.
Applicant: Thomas Robert Aguilera
Series 7, City 77-15
Action must be taken by: October 26, 2015

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. Garden Youth Development Project, Inc., Ward 6
220 S. 5th Ave.
Applicant: Tanishia Hamilton
City T122-15
Date of Event: November 14, 2015
(Music Festival)

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

2. Tucson Museum of Art, Ward 1
140 N. Main Ave.
Applicant: Matthew Lee Slominski
City T123-15
Date of Event: December 5, 2015
(Art on Tap-Fundraiser)

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

3. Tucson Screammers Inc., Ward 3
1102 W. Grant Rd.
Applicant: Bobby Sutton Jr.
City T126-15
Date of Event: October 30, 2015 - October 31, 2015
(Haunted House)

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

4. Tucson Screammers Inc., Ward 3
1102 W. Grant Rd.
Applicant: Bobby Sutton Jr.
City T127-15
Date of Event: November 6, 2015
(Concert)

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

5. SS Peter and Paul Parish, Ward 6
1946 E. Lee St.
Applicant: Michael Xavier Sanchez.
City T128-15
Date of Event: November 7, 2015
(Fundraiser)

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

6. El Grupo Youth Cycling, Ward 1
610 N. 9th Ave.
Applicant: Daniela Natale Diamente
City T130-15
Date of Event: November 1, 2015
(Fundraiser)

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

7. Living Streets Alliance, Ward 6
403 N. 6th Ave.
Applicant: Emily G. Yetman
City T132-15
Date of Event: November 1, 2015
(Fundraiser)

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

8. Heirloom Farmers Market, Ward 3
4502 N. 1st Ave.
Applicant: Paul Bear
City T133-15
Date of Event: October 31, 2015
(Fundraiser)

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

- d. Agent Change/Acquisition of Control

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

It was moved by Council Member Scott, duly seconded, and carried by a voice vote of 7 to 0, to forward items 5b1 through 5b6, 5b8, and 5c1 through 5c8, to the State Liquor Board with a recommendation for approval.

5. LIQUOR LICENSE APPLICATIONS

- b. Liquor License Applications

New License(s)

7. Merci Gallery, Ward 6
630 E. 9th St.
Applicant: Thomas Robert Aguilera
Series 6, City 72-15
Action must be taken by: October 8, 2015

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

Public Opinion: Written Argument Opposed Filed

Council Member Kozachik asked owners to speak on behalf of their business.

Corbin Dooley and Colleen Lefleur, Merci Gallery, spoke about their gallery that it was planned as an event space, not a nightclub. The front of the space would be an art gallery to be rented out for special events.

It was moved by Council Member Kozachik, duly seconded, and carried by a voice vote of 7 to 0, to forward item 5b7 to the 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:

Paula Huff	Robert Reus	Jason Hein
Judy Wood	Lisette DeMars	Lynn Brown
Ken Scoville	Marc Paley	Christopher Gates
Laura Leighton	Mark Brown	Alice Novoa

Vice Mayor Uhlich requested Michael Rankin, City Attorney, to provide an accounting of charges associated with the civil asset forfeiture program.

Mayor Rothschild requested staff to provide an update on the pool being out of service at the Edith Ball Adaptive Recreation Center. Ron Lewis, Assistant City Manager, provided an update and said he would continue to follow up on the issue.

Council Member Romero requested staff to follow up on the cost and plans to repair and restore the Tucson Museum of Art and historic block buildings.

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

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 OCT20-15-379 CITY WIDE
 - 2. Mayor and Council Regular Meeting Minutes of March 17, 2015
 - 3. Mayor and Council Study Session Legal Action Report and Summary Minutes of March 17, 2015

- b. REAL PROPERTY: APPROVING THE FIRST AMENDMENT TO POST CLOSING AGREEMENT WITH FIRST AMERICAN TITLE INSURANCE COMPANY TO SECURE ONSITE IMPROVEMENTS FOR THE SILVERBELL CROSSINGS DEVELOPMENT
 - 1. Report from City Manager OCT20-15-381 WARD 3
 - 2. Resolution No. 22483 relating to Real Property and Development; approving and authorizing execution of the First Amendment to Post Closing Agreement between first American Title Insurance Company and the City of Tucson (City) for development of vacant land fronting on Silverbell Road known as Silverbell Crossings; and declaring an emergency.

- c. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE DEPARTMENT OF HEALTH SERVICES FOR REGULATING ACTIVITIES WITHIN THE CITY THAT FALL OUTSIDE THE ARIZONA MEDICAL MARIJUANA ACT
 - 1. Report from City Manager OCT20-15-388 CITY WIDE
 - 2. Resolution No. 22485 relating to Intergovernmental Agreements (IGA); approving and authorizing the execution of Amendment No. 1 to the IGA between the City of Tucson (City) and the Arizona Department of Health Services (ADHS), relating to the Arizona Medical Marijuana Act (AMMA), to extend the term of the IGA through June 30, 2016; and declaring an emergency.

- d. REAL ESTATE: SALE OF CITY-OWNED PROPERTY FOR THE EXPANSION OF THE PIMA COUNTY ANIMAL CARE CENTER
 - 1. Report from City Manager OCT20-15-382 WARD 3
 - 2. Ordinance No. 11313 relating to Real Property; authorizing the sale of City-owned property located adjacent to the Pima County Animal Care Center to Pima County; and declaring an emergency.

(This item was continued at the request of staff.)

e. INTERGOVERNMENTAL AGREEMENT: TERMINATION OF INTERGOVERNMENTAL AGREEMENT WITH PIMA COUNTY FOR PROPERTY TO CONSTRUCT A REGIONAL WATER TREATMENT PLANT IN CIVANO, AND CONVEYANCE OF SURPLUS CITY PROPERTY LOCATED AT SCOTT AVENUE AND CONGRESS STREET

1. Report from City Manager OCT20-15-383 WARDS 4 AND 6
2. Ordinance No. 11312 relating to Intergovernmental Agreements (IGA) and Real Estate; approving an Agreement for Termination of the IGA Contract #0260-84 with Pima County to Provide a Site for Construction of a Southeast Regional Water Treatment Plant in Civano at Houghton Road, south of Irvington Road, and Conveyance of a Parcel of Surplus City Property located at Scott Avenue and Congress Street to Pima County; and declaring an emergency.

f. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE UNIVERSITY OF ARIZONA, NORTON SCHOOL OF RETAILING AND CONSUMER SCIENCES FOR REBATE MESSAGING STUDY

1. Report from City Manager OCT20-15-384 CITY WIDE
2. Resolution No. 22481 relating to Intergovernmental Agreements; approving and authorizing Amendment No. 1 to the Intergovernmental Agreement (IGA) between the City of Tucson and the Arizona Board of Regents, University of Arizona, on behalf of the Norton School of Retailing and Consumer Sciences to expand an existing study of effective messages for rebate marketing; and declaring an emergency.

(This item was considered separately at the request of Council Member Cunningham.)

g. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE CITY OF PHOENIX FOR STORAGE, RECOVERY AND EXCHANGE OF CENTRAL ARIZONA PROJECT WATER

1. Report from City Manager OCT20-15-385 CITY WIDE AND OUTSIDE CITY

(This item was continued at the request of Staff.)

h. MAYOR AND COUNCIL: MEETING SCHEDULE FOR 2016

1. Report from City Manager OCT20-15-395 CITY WIDE
2. Ordinance No. 11311 relating to Administration; establishing the Mayor and Council 2016 meeting schedule; and declaring an emergency.

- i. GRANTS: GRANT-IN-AID AGREEMENTS WITH THE TOHONO O’ODHAM NATION FOR VARIOUS PROJECTS
 - 1. Report from City Manager OCT20-15-399 CITY WIDE
 - 2. Resolution No. 22484 relating to Finance; approving Grant-in-Aid funding from the Tohono O’odham Nation ("Nation") for 2015 for certain projects; authorizing the Director of the Department of Finance to enter into Agreements between the City of Tucson ("City") and the Nation for such projects; and declaring an emergency.

- j. MEMORANDUM OF UNDERSTANDING: WITH PRESCOTT COLLEGE FOR IMPLEMENTATION OF THE AMERICORPS STATE PROGRAM
 - 1. Report from City Manager OCT20-15-400 CITY WIDE
 - 2. Resolution No. 22485 relating to Education; authorizing and approving Memorandum of Understanding with Prescott College for Implementation of AmeriCorps State Program; and declaring an emergency.

Council Member Scott asked a question about Item j. She said it stated that in all of the provisions that the “City of Tucson shall provide insurance to cover the Americorps State Members that meet the criteria outlined by the Governor’s Office”.

Michael Rankin, City Attorney, responded that needed to be in the agreement in order to match up with the Memorandum of Agreement with Corporation for National and Community Services (CNCS). However, Prescott College not only has agreed to obtain that insurance but in fact has already obtained it and provided evidence as such, so they are going to satisfy that requirement.

It was moved by Council Member Fimbres, duly seconded, and carried by a roll call vote of 7 to 0, that Consent Agenda Items a – j, with the exception of Items d and g, which were continued, and item f, which was considered separately, be passed and adopted and the proper action be taken.

7. CONSENT AGENDA – ITEMS F

- f. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE UNIVERSITY OF ARIZONA, NORTON SCHOOL OF RETAILING AND CONSUMER SCIENCES FOR REBATE MESSAGING STUDY
 - 1. Report from City Manager OCT20-15-384 CITY WIDE
 - 2. Resolution No. 22481 relating to Intergovernmental Agreements; approving and authorizing Amendment No. 1 to the Intergovernmental Agreement (IGA) between the City of Tucson and the Arizona Board of Regents, University of Arizona, on behalf of the Norton School of Retailing and Consumer Sciences to expand an existing study of effective messages for rebate marketing; and declaring an emergency.

Council Member Cunningham wanted to know how much money was being spent on this agreement and if it was all coming out of the Conservation fund.

Council Member Kozachik and Mayor Rothschild advised it was \$61,650.

Andrew Greenhill responded that it was his understanding the funding was coming out of the Public Information and Conservation Office (PICO) budget, not the Conservation Fund.

Council Member Cunningham asked what the current budget was for that office and how many staff worked there. He also asked if this project could be done in-house.

Mr. Greenhill said he did not know what their budget was and there were approximately eight staff members, two or three which worked specifically in conservation. He continued saying that the study had been done before with the University of Arizona (U of A), and it was being renewed and expanded. He said they were going to do a two-pronged study for residential customers to understand what messages are effective based upon their feelings about conservation and also to be able to see the responses to the specific programs that are offered. They are also adding a program to test conservation messaging for commercial customers.

Council Member Cunningham wanted to know if any of this money was going to grey water harvesting or rainwater harvesting. He also asked if the City was doing anything to promote conservation programs for low income users.

Mr. Greenhill answered he was not aware of any money going to greywater or rainwater harvesting. He advised they were working with programs that were specifically focused for lower income communities. He said they work with non-profits across the community including SERI and CHIRPA to make sure they were reaching the communities that they wanted to reach. He added that last year, the Mayor and Council gave them direction to develop a couple of programs that were specifically geared towards reaching out to lower income Tucsonans; the first being the revolving loan fund, and the other being the neighborhood demonstration projects for rainwater harvesting and other conservation programs. He said those programs were being worked on this year.

Council Member Cunningham commented that there were forty different situations where we were going to award \$30 Visa cards for certain members who participated in a survey. He wanted to know if that was correct.

Mr. Greenhill said he believed that was true and that the details were in the materials. He said in certain cases they were going to be rewarding people who participate in the survey and U of A staff believed that was the best way to get people to participate in the surveys.

Council Member Cunningham asked if the City was going to do four hundred commercial refinements for \$5 dollar Amazon cards. He said he was concerned about

giving the members cash instead of rebates if the goal was to conserve water. He said why not offer rebates back to the customers that actually conserved water with \$10 to \$25 rather than hire a consultant to study the messaging that we have already paid for.

Mr. Greenhill said that the goal of the study was to understand how to expand conservation programs and understand what can be done to get more people to participate. He said there were programs currently being offered to incentivize conservation, but the goal was to find more ways to do that. He said the messaging studies that were being done would give them a better idea on how they can reach out to those communities that were not participating at this point in time.

Council Member Cunningham said he was not comfortable voting for this item at this time and asked his colleagues to do the same

Council Member Romero stated that every year for the last six years, there has been discussions that the community was not using the monolingual/bilingual programs that have been in place in terms of conservation, pointing out that the highest stressed locations on the map were where the conservation programs were used less. She questioned if the messages from the U of A were trying to target the Spanish language, monolingual, and bilingual rate payers to use the conservation program stating that there is obviously an issue there, that those communities were not using these programs. She asked if this study would target that concern.

Mr. Greenhill responded it did based upon the data that Council Member Romero sighted. He said the expansion of the programs to more Tucsonans required them to find better ways to reach out to lower income communities, and monolingual Spanish communities. He said not only did the stress maps chart where in the community there was less participation, low income, high crime, and other things that increase stress in those areas, those were also areas with less tree canopy and areas that could stand to benefit even more from the expansion of these programs.

Council Member Scott questioned what made the program costs double.

Mr. Greenhill responded that the cost increased because the scope of the study was increasing. Before it was just focused on residential and now it would be a two pronged approach to residential customers gauging their feelings about conservation and what messages would make them more likely to conserve, and their responses to existing programs. He said in addition to that expansion; there was expansion of the commercial messaging as well.

Council Member Romero stated that she did not see where the study was going to target the areas that were being discussed or that there was any mention of the surveys being bilingual. She proposed continuing this item so that there can be more of a discussion in terms of what this program was about.

Council Member Kozachik advised that the Norton School of Retail was not a consultant. He said there was a value to getting the questions answered and it was a good group and the City should embrace the relationship with the school.

It was moved by Council Member Romero, duly seconded, and carried by a voice vote of 7 to 0, to continue the item to allow staff time to provide more information to the Mayor and Council.

8. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH EVE SCHOCKET, OWNER OF PARCEL NO. 108-05-1380

Mayor Rothschild announced City Manager's communication number 389, dated October 20, 2015, was received and made art of the record. He asked the City Clerk to read Resolution 22478 by number and title only.

Resolution No. 22478 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 Eve Schocket, owner of Parcel No. 108-05-1380.

It was moved by Vice Mayor Uhlich, duly seconded, to pass and adopt Resolution 22478.

Council Member Fimbres asked if there was a time frame to complete the project.

Michael Rankin, City Attorney, responded that there was not a contemplated time frame in connection to this agreement.

Resolution 22478 was carried by a voice vote of 7 to 0.

9. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH THE JACOB FAMILY TRUST, OWNERS OF PARCEL NO. 214-23-2210

Mayor Rothschild announced City Manager's communication number 390, dated October 20, 2015, was received and made art of the record. He asked the City Clerk to read Resolution 22479 by number and title only.

Resolution No. 22479 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 the Jacob Family Trust, owners of Parcel No. 214-23-2210.

It was moved by Vice Mayor Uhlich, duly seconded, and passed by a roll call vote of 7 to 0, to pass and adopt Resolution 22479.

10. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH TAFT L. JACOB, OWNER OF PARCEL NO. 214-23-2220

Mayor Rothschild announced City Manager's communication number 391, dated October 20, 2015, was received and made art of the record. He asked the City Clerk to read Resolution 22480 by number and title only.

Resolution No. 22480 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 Taft L. Jacob, owner of Parcel No. 214-23-2220.

It was moved by Vice Mayor Uhlich, duly seconded, and passed by a roll call vote of 7 to 0, to pass and adopt Resolution 22480.

11. REAL PROPERTY: APPROVING A GOVERNMENT PROPERTY LEASE EXCISE TAX LEASE AGREEMENT WITH BP ANNEX, LLC FOR THE 20 EAST CONGRESS REDEVELOPMENT PROJECT

Mayor Rothschild announced City Manager's communication number 392, dated October 20, 2015, was received and made art of the record. He asked the City Clerk to read Resolution 22482 by number and title only.

Resolution No. 22482 relating to Economic Development Incentives and Real Property; authorizing and approving the Government Property Lease Excise Tax (GPLET) Lease Agreement between the City of Tucson and BP Annex, LLC (BP Annex) for the 20 East Congress Redevelopment Project (Project).

Council Member Kozachick noted that the materials listed the revenues that would flow back into the region through taxes, but it did not indicate the value of the benefits to the applicant.

Camila Bekat, Economic Initiatives Office, Economic Development Specialist, stated the value of the GPLET property tax abatement for the eight years was \$748,000.

It was moved by Council Member Kozachik, duly seconded and passed by a roll call vote of 7 to 0, to pass and adopt Resolution 22482.

12. ZONING: (C9-13-13) SCHNEIDER – SPEEDWAY BOULEVARD, RX-1 TO R-1, ORDINANCE ADOPTION (CONTINUED FROM THE MEETING OF SEPTEMBER 24, 2015)

Mayor Rothschild announced City Manager's communication number 393, dated October 20, 2015, was received and made part of the record.

Michael Rankin, City Attorney, read into the record a proposed revised condition for #26 as follows: “Developer in lieu of designing and constructing Greenway and improvements on the east bank of Rob Wash as defined in the Pima Regional Trails System Master Plan, shall pay a fee in the amount of \$55,000 to fund the study, design and/or construction of greenway improvements from Tanque Verde Wash to Jesse Owens Park in the event that the City does not expend all of these funds on or before October 20, 2020, for this purpose the City will reimburse the developer the balance of unexpended funds on or before December 31, 2020.”

Mr. Rankin said the City had five years to expend those funds for the study, design and/or construction of the relevant wash improvements.

Mayor Rothschild asked if an applicant or representative of the landowner was present and if he was agreeable to the proposed requirements.

Doug Kennedy, the owner of the property was present and agreed with the proposed requirements.

Mayor Rothschild asked the City Clerk to read Ordinance 11275 by number and title only.

Ordinance No. 11275 relating to Zoning: amending zoning district boundaries located on the south side of Speedway Boulevard, adjacent to the east bank of Robb Wash and approximately 120 feet east of Button Willow Road in Case C9-13-13 Schneider - Speedway Boulevard, RX-1 to R-1; and setting an effective date.

Mr. Rankin advised that passing the Resolution with the revised conditions constituted a finding that the revised condition was consistent with the applicable land use plans and policies.

Council Member Cunningham asked if the applicant could still opt back to build their version of the path.

Mr. Rankin responded affirmatively stating that they did not remove condition #25, but left it in place. He said this was in lieu of completing condition #25, it was an either or.

Council Member Cunningham clarified that the amount was up to \$55,000.

Mr. Rankin advised that was correct.

It was moved by Council Member Cunningham, duly seconded, to pass and adopt Ordinance 11275.

Vice Mayor Uhlich wanted to clarify that the money was for Planning, Design and Construction, not just planning.

Mr. Rankin confirmed the money was for all three items.

Ordinance 11275 was passed and adopted by a roll call vote of 7 to 0.

13. FINAL PLAT: (S15-004) ROBB HILL, LOTS 1 THROUGH 53 (CONTINUED FROM THE MEETING OF SEPTEMBER 24, 2015)

Mayor Rothschild announced City Manager's communication number 387, dated October 20, 2015, was received and made part of the record.

Michael Rankin, City Attorney, stated this was the final plat in connection with the rezoning that was just approved and if the final plat was approved they would make any necessary revisions to the associated assurance agreement that went with this final plat so that the conditions match up with the conditions that were just read into the record.

It was moved by Council Member Cunningham, duly seconded, and carried by a voice vote of 7 to 0, to approve the final plat.

14. ZONING: (C15-15-03) ESTABLISHING ORIGINAL CITY ZONING FOR THE INDIAN HILLS NORTH ANNEXATION DISTRICT, COUNTY CR-1 TO CITY RX-1, ORDINANCE ADOPTION

Mayor Rothschild announced City Manager's communication number 394, dated October 20, 2015, was received and made part of the record. He said this was request would establish Original City Zoning within the Indian Hills North Annexation District, located east of Bear Canyon Road, north of Tanque Verde Road. The Zoning Examiner and staff recommend approval of RX-1 zoning and extension of the Major Streets & Routes Plan Scenic Corridor Zone along Bear Canyon Road within the Indian Hills North Annexation District. He asked the City Clerk to read Ordinance 11310 by number and title only.

Ordinance No. 11310 relating to zoning: establishing original City zoning on the east side of Bear Canyon Road approximately 3,500 feet north of Tanque Verde Road in case C15-15-03, Indian Hills North Annexation District, Pima County CR-1 to City of Tucson RX-1; and setting an effective date.

Council Member Cunningham extended his congratulations to Mike Schapp for doing a good job and increasing the footprint of the number of people living in the incorporated areas of Pima County.

It was moved by Council Member Cunningham, duly seconded, and passed by a roll call vote of 7 to 0, to pass and adopt Ordinance 11310.

15. PIMA ASSOCIATION OF GOVERNMENTS (PAG) MANAGEMENT COMMITTEE'S RECOMMENDATIONS TO REGIONAL COUNCIL AND THE RTA BOARD

Mayor Rothschild announced City Manager's communication number 386, dated October 20, 2015, was received and made part of the record.

It was moved by Council Member Fimbres, duly seconded, to endorse the recommendations of the PAG and RTA Board.

Council Member Romero stated she wanted to expand conversations between the Transportation Department with the City of Tucson Council Offices to inform them about what the thoughts and the vision were about the project, but added that she congratulated the Transportation Department for moving on planning bus rapid transit and additional public transit for the City.

The motion to endorse the recommendations of the PAG and RTA Board was carried by a voice vote of 7 to 0.

16. UPDATES ON STATE AND NATIONAL LEGISLATION AND REGIONAL COMMITTEES

Mayor Rothschild announced City Manager's communication number 397, dated October 20, 2015, was received and made part of the record.

There were no updates at this time.

17. MAYOR AND COUNCIL DISCUSSION OF FUTURE AGENDAS

Mayor Rothschild announced City Manager's communication number 398, dated October 20, 2015, was received and made part of the record.

No items were identified for future agendas.

18. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Rothschild announced City Manager's communication number 396, dated October 20, 2015, was received and made part of the record.

It was moved by Council Member Kozachik, duly seconded, and carried by a voice vote of 7 to 0, to appointment Dr. John Phillip Langellier to the Tucson-Pima County Historical Commission (TPCHC), Kieran Sikdar to the Flood Control District Advisory Committee (FCDAC) and David Rafus to the Veterans' Affairs Committee (VAC).

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

There were no personal appointments to be made.

19. ADJOURNMENT: 6:51 p.m.

Mayor Rothschild announced the next regularly scheduled meeting of the Mayor and Council would be held on Wednesday, November 4, 2015, at 5:30 p.m., in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

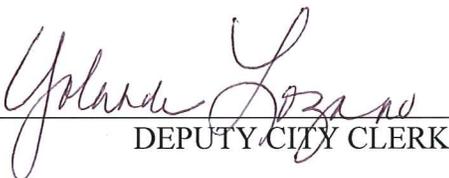
MAYOR

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 20th day of October 2015, and do hereby certify that it is an accurate transcription.



DEPUTY CITY CLERK

RWR:drl:yl