



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on September 6, 2017.

Date of Meeting: December 20, 2016

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 5:36 p.m., on Tuesday, December 20, 2016, 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
Paul Cunningham
Karin Uhlich
Shirley C. Scott
Richard G. Fimbres
Steve Kozachik
Jonathan Rothschild

Vice Mayor, Council Member Ward 1
Council Member Ward 2
Council Member Ward 3
Council Member Ward 4
Council Member Ward 5
Council Member Ward 6
Mayor

Absent/Excused:

None

Staff Members Present:

Michael J. Ortega
Michael Rankin
Roger W. Randolph

City Manager
City Attorney
City Clerk

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Cynthia Palmer, Eagles Wings of Grace, after which the Pledge of Allegiance was presented by the entire assembly.

Presentations:

- a. Mayor Rothschild proclaimed December 26 to December 31 to be NOVA Home Loans Arizona Bowl Week. Ali Farhang, Chairman of the Arizona Bowl Committee, accepted the proclamation.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Rothschild announced City Manager’s communication number 439, dated December 20, 2016, 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 Vice Mayor Romero, Council Members Cunningham, Uhlich, Scott, Fimbres, Kozachik and Mayor Rothschild. 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 440, dated December 20, 2016, 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.

No report was given.

5. LIQUOR LICENSE APPLICATIONS

Mayor Rothschild announced City Manager’s communication number 441, dated December 20, 2016, 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. Cup It Up American Grill, Ward 6
760 N. Tyndall Ave.
Applicant: Julian Edward Alarcon
Series 12, City 87-16
Action must be taken by: December 30, 2016

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

2. BlackRock Brewers, Ward 4
1664 S. Research Loop #200
Applicant: Thomas Robert Aguilera
Series 3, City 89-16
Action must be taken by: December 31, 2016

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)

3. NOTE: There are no application(s) for person transfers scheduled for this meeting.

c. Special Event(s)

1. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T159-16
Date of Event: January 12, 2017
(Basketball Pregame Donor Reception)

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

This item was considered separately.

2. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T160-16
Date of Event: January 26, 2017
(Basketball Pregame Donor Reception)

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

This item was considered separately.

3. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T161-16
Date of Event: January 29, 2017
(Basketball Pregame Donor Reception)

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

This item was considered separately.

4. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T162-16
Date of Event: February 8, 2017
(Basketball Pregame Donor Reception)

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

This item was considered separately.

5. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T163-16
Date of Event: February 11, 2017
(Basketball Pregame Donor Reception)

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

This item was considered separately.

6. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T164-16
Date of Event: February 23, 2017
(Basketball Pregame Donor Reception)

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

This item was considered separately.

7. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T165-16
Date of Event: February 25, 2017
(Basketball Pregame Donor Reception)

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

This item was considered separately.

8. Our Lady of La Vang Parish, Ward 5
800 S. Tucson Blvd.
Applicant: Julia Van Le
City T168-16
Date of Event: January 28, 2017 - January 29, 2017
(Vietnamese New Year Festival)

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

9. Community Food Bank of Southern Arizona, Ward 5
840 E. 17th St.
Applicant: Michael McDonald
City T170-16
Date of Event: January 7, 2017
(Holiday Staff Party)

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

10. TD4 Tucson, LLC dba Nova Home Loans Arizona Bowl, Ward 6
1 National Championship Dr.
Applicant: Ali Farhang
City T171-16
Date of Event: December 30, 2016
(Arizona Bowl)

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

11. TD4 Tucson, LLC dba Nova Home Loans Arizona Bowl, Ward 6
1768 E. University Blvd.
Applicant: Ali Farhang
City T172-16
Date of Event: December 30, 2016
(Arizona Bowl)

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

d. Agent Change/Acquisition of Control

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

It was moved by Council Member Cunningham, duly seconded, and carried by a voice vote of 7 to 0, to forward liquor license application 5b1, 5b2 and 5c8 through 5c11 to the Arizona State Liquor Board with a recommendation for approval.

5. LIQUOR LICENSE APPLICATIONS

c. Special Event(s)

1. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T159-16
Date of Event: January 12, 2017
(Basketball Pregame Donor Reception)

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

2. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T160-16
Date of Event: January 26, 2017
(Basketball Pregame Donor Reception)

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

3. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T161-16
Date of Event: January 29, 2017
(Basketball Pregame Donor Reception)

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

4. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T162-16
Date of Event: February 8, 2017
(Basketball Pregame Donor Reception)

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

5. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T163-16
Date of Event: February 11, 2017
(Basketball Pregame Donor Reception)

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

6. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T164-16
Date of Event: February 23, 2017
(Basketball Pregame Donor Reception)

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

7. The University of Arizona Athletic Department, Ward 6
1 National Championship Dr.
Applicant: Jaime Leigh Odom
City T165-16
Date of Event: February 25, 2017
(Basketball Pregame Donor Reception)

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

Roger W. Randolph, City Clerk, announced the items to be considered separately were Items 5c1 through 5c7, The University of Arizona Athletic Department, at the request of Council Member Kozachik.

Council Member Kozachik recused himself from voting due to a conflict of interest.

It was moved by Council Member Cunningham, duly seconded, and carried by a voice vote of 6 to 0, (Council Member Kozachik recused due to a conflict of interest), to forward liquor license application 5c1 through 5c7 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:

Peter Turley
Gene Einfrank

Roger Score
Stephan Rankus

Tom Litwicki,
Fernando Gonzales

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 T

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 DEC20-16-442 CITY WIDE
2. Mayor and Council Regular Meeting Minutes of April 19, 2016
3. Mayor and Council Study Session Legal Action Report and Summary Minutes of April 19, 2016

b. FINANCE: WRITE-OFF OF UNCOLLECTABLE ACCOUNTS RECEIVABLE

1. Report from City Manager DEC20-16-451 CITY WIDE
2. Resolution No. 22693 relating to Finance; authorizing the Write-Off of certain Uncollectible Accounts; and declaring an emergency.

c. INTERGOVERNMENTAL AGREEMENT: WITH THE CITY OF PHOENIX FOR USE OF THE BUSINESS INTELLIGENCE DATABASE SYSTEM

1. Report from City Manager DEC20-16-443 CITY WIDE AND OUTSIDE CITY
2. Resolution No. 22686 relating to Intergovernmental Agreements (IGA); approving and authorizing the execution of an IGA between the City of Tucson (Tucson) and the City of Phoenix (Phoenix) for use of Business Intelligence Database System (Database); and declaring an emergency.

- d. PARKS AND RECREATION: FACILITY DEVELOPMENT AND USE AGREEMENT WITH THE COMMUNITY GARDENERS FOR THE CONSTRUCTION AND OPERATION OF A COMMUNITY GARDEN AT PURPLE HEART PARK
1. Report from City Manager DEC20-16-449 WARD 4
- (This item has been continued at the request of staff.)
- e. PARKS AND RECREATION: NAMING EL PUEBLO REGIONAL CENTER THE "RICHARD BARKER REGIONAL COMPLEX"
1. Report from City Manager DEC20-16-444 WARD 5
 2. Resolution No. 22687 relating to Parks and Recreation; authorizing and approving the naming of El Pueblo Regional Center the "Richard Barker Regional Complex"; and declaring an emergency.
- (This item was considered separately at the request of Council Member Fimbres.)
- f. PARKS AND RECREATION: NAMING THE BALBOA HEIGHTS PARK SPLASH PAD THE "JANE BAKER SPLASH PAD"
1. Report from City Manager DEC20-16-445 WARD 3
 2. Resolution No. 22688 relating to Parks and Recreation; authorizing and approving the naming of the Balboa Heights Park Splash Pad the "Jane Baker Splash Pad"; and declaring an emergency.
- g. TUCSON CODE: AMENDING (CHAPTER 20) MOTOR VEHICLES AND TRAFFIC RELATING TO SPEED LIMITS ON BICYCLE BOULEVARDS
1. Report from City Manager DEC20-16-452 WARDS 3 AND 6
 2. Ordinance No. 11420 relating to Transportation, Motor Vehicles, and Traffic; imposing reduced speed limits for designated Bicycle Boulevards by amending Tucson Code Chapter 20, Article V, operation, by adding Sections 20-138.1 and 20-138.2; and declaring an emergency.
- h. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR JOINT ADMINISTRATION OF PUBLIC WORKS CAPITAL IMPROVEMENT CONSTRUCTION PROJECTS AND PERSONNEL BALANCING
1. Report from City Manager DEC20-16-453 CITY WIDE

2. Resolution No. 22690 relating to Intergovernmental Agreements (IGA); approving and authorizing the execution of Amendment No. 2 to the IGA between Pima County and the City of Tucson (City) for Joint Administration of Public Works Capital Improvement Construction Projects and Personnel Balancing; and declaring an emergency.
- i. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE COUNTRY GLENN NEIGHBORHOOD ASSOCIATION TREAT AVENUE IMPROVEMENTS
 1. Report from City Manager DEC20-16-454 WARD 3
 2. Resolution No. 22691 relating to Intergovernmental Agreements (IGA) and Neighborhood Reinvestment; authorizing and approving the execution of an IGA between Pima County and the City of Tucson (City) for the Country Glenn Neighborhood Association Treat Avenue Improvements Project; and declaring an emergency.
 - j. REAL ESTATE: APPROVING A LEASE AGREEMENT WITH CONGRESSMAN RAUL M. GRIJALVA FOR CONGRESSIONAL DISTRICT OFFICES AT THE EL PUEBLO NEIGHBORHOOD CENTER
 1. Report from City Manager DEC20-16-455 WARD 5
 2. Ordinance No. 11425 relating to Real Property; authorizing and approving the lease with Congressman Raul M. Grijalva (Grijalva) for buildings and improvements located at the El Pueblo Neighborhood Center, 101 West Irvington Road, Tucson, Arizona; and declaring an emergency.
 - k. REAL PROPERTY: APPROVING A LEASE AGREEMENT AMENDMENT WITH CODAC BEHAVIORAL HEALTH FOR SPACE LOCATED AT THE EL PUEBLO NEIGHBORHOOD CENTER
 1. Report from City Manager DEC20-16-456 WARD 5
 2. Ordinance No. 11424 relating to Real Property; authorizing and approving the First Amendment to the lease with CODAC Health, Recovery & Wellness, Inc., (CODAC) for buildings and improvements located at the El Pueblo Neighborhood Center, 101 West Irvington Road, Tucson, Arizona; and declaring an emergency.
 - l. REAL PROPERTY: VACATION AND SALE OF ALLEY RIGHT OF WAY TO THE ARIZONA BOARD OF REGENTS
 1. Report from City Manager DEC20-16-462 WARDS 5 AND 6

2. Ordinance No. 11423 relating to Real Property and Transportation; vacating, declaring as surplus, and authorizing the sale of Alley Right of Way to the Arizona Board of regents on behalf of the University of Arizona (University); and declaring an emergency.
- m. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR COOPERATIVE PUBLIC HIGHWAY, ROAD AND STREET (ROADWAYS) AND INTERSECTION INTER-JURISDICTIONAL MAINTENANCE
1. Report from City Manager DEC20-16-457 CITY WIDE AND OUTSIDE CITY
 2. Resolution No. 22695 relating to Intergovernmental Agreements (IGA); approving and authorizing the execution of an IGA between Pima County and the City of Tucson (City) for Cooperative Public Highway, Road, and Street (Roadways) and Intersection Inter-Jurisdictional Maintenance; and declaring an emergency.
- n. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH MARSHA HOLMBERG, OWNER OF PARCEL NO. 140-45-010A FOR WATER SERVICE
1. Report from City Manager DEC20-16-447 WARD 5 AND OUTSIDE CITY
 2. Resolution No. 22689 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 Marsha Holmberg, owner of Parcel No. 140-45-010A.
- o. INTERGOVERNMENTAL AGREEMENT: WITH THE TOWN OF MARANA FOR THE TUCSON WATER SERVICE AREA WITHIN THE MARANA TOWN BOUNDARIES
1. Report from City Manager DEC20-16-463 OUTSIDE CITY
 2. Resolution No. 22694 relating to Water: authorizing and approving the execution of an Intergovernmental Agreement with the Town of Marana regarding Tucson Water Service Area within the Marana town boundaries; and declaring an emergency.
- (This item was considered separately at the request of Council Member Uhlich.)
- p. FINAL PLAT: (S16-074) CITY PARK, BLOCK 1 AND BLOCK 2
1. Report from City Manager DEC20-16-446 WARD 6

2. Staff recommends that the Mayor and Council approve the 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.
- q. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH SERGIO S. RAMOS, OWNER OF PARCEL NO. 101-21-009C, FOR WATER SERVICE
1. Report from City Manager DEC20-16-459 WARD 3 AND OUTSIDE CITY
 2. Resolution No. 22696 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 Sergio S. Ramos, owner of Parcel No. 101-21-009C.
- r. ELECTIONS: AMENDMENTS TO THE CAMPAIGN FINANCE ADMINISTRATION RULES AND REGULATIONS FOR THE PUBLIC MATCHING FUNDS PROGRAM FOR CANDIDATES FOR CITY OFFICE
1. Report from City Manager DEC20-16-464 CITY WIDE
 2. Resolution No. 22700 relating to Elections; adopting amended Campaign Finance Administration Rules and Regulations for the administration of the provisions contained in Subchapters A and B of Chapter XVI of the Tucson Charter that govern the public matching funds program for candidates for City offices; and declaring an emergency.
- s. RESOLUTION: DECLARING SUPPORT FOR COMPREHENSIVE IMMIGRATION REFORM
1. Report from City Manager DEC20-16-450 CITY WIDE
 2. Resolution No. 22699 relating to Immigration and Human Rights; declaring the City of Tucson's support of the rights of all its residents, including immigrants; condemning any threat of mass deportations; and declaring an emergency.
- (This item was considered separately at the request of Vice Mayor Romero.)
- t. TRANSPORTATION: COMMEMORATIVE NAMING OF THE KOLB ROAD/SABINO CANYON ROAD NEW BRIDGE OVER THE PANTANO WASH
1. Report from City Manager DEC20-16-458 WARD 2

2. Resolution No. 22698 relating to Transportation; commemorative naming of the Kolb Road/Sabino Canyon Road New Bridge over the Pantano Wash as the "Airmen Memorial Bridge"; and declaring an emergency.

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

It was moved by Council Member Uhlich, duly seconded, and passed by a voice vote of 7 to 0, that Consent Agenda Items a – t, with the exception of items e, o, s and t, which were considered separately, and Item d, which was continued at the request of staff, be passed and adopted and the proper action taken.

7. CONSENT AGENDA – ITEMS E

e. PARKS AND RECREATION: NAMING EL PUEBLO REGIONAL CENTER THE "RICHARD BARKER REGIONAL COMPLEX"

1. Report from City Manager DEC20-16-444 WARD 5
2. Resolution No. 22687 relating to Parks and Recreation; authorizing and approving the naming of El Pueblo Regional Center the "Richard Barker Regional Complex"; and declaring an emergency.

Council Member Fimbres honored Mr. Richard Barker for his dedication and service over the past 40 years and his continued “volunteerism” at the El Pueblo Neighborhood Center. He asked the chairperson of El Pueblo Center Operations Committee to say a few words.

Renee Nelson, El Pueblo Regional Center Operations Committee Chairperson, spoke on Mr. Barker’s behalf stating his part in making the Center grow into what it was today. She said the mission of the Center was to meet the needs of the health, educational, recreational, social and cultural needs of the community. He oversaw the growth of the multipurpose classrooms, an educational building, a full library, a gym with an indoor track, a full clinic and programs for the youth and senior citizens, and social services with crisis support for the community.

It was moved by Council Member Fimbres, duly seconded, and passed by a roll call vote of 7 to 0, that Consent Agenda Item e be passed and adopted and the proper action taken.

7. CONSENT AGENDA – ITEMS O

o. INTERGOVERNMENTAL AGREEMENT: WITH THE TOWN OF MARANA FOR THE TUCSON WATER SERVICE AREA WITHIN THE MARANA TOWN BOUNDARIES

1. Report from City Manager DEC20-16-463 OUTSIDE CITY

2. Resolution No. 22694 relating to Water: authorizing and approving the execution of an Intergovernmental Agreement with the Town of Marana regarding Tucson Water Service Area within the Marana town boundaries; and declaring an emergency.

Council Member Uhlich stated for the record that the Intergovernmental Agreement (IGA) for this item was fully in keeping with the Tucson Water Service Policy and Service Area Maps and that the IGA would reinforce and in no way undermine those documents.

Timothy Thomure, Tucson Water Department Director, confirmed that was correct and that the IGA was fully compliant with the Water Service Area policy.

It was moved by Council Member Uhlich, duly seconded, and passed by a roll call vote of 7 to 0, that Consent Agenda Item o be passed and adopted and the proper action taken.

7. CONSENT AGENDA – ITEMS S

- s. RESOLUTION: DECLARING SUPPORT FOR COMPREHENSIVE IMMIGRATION REFORM
 1. Report from City Manager DEC20-16-450 CITY WIDE
 2. Resolution No. 22699 relating to Immigration and Human Rights; declaring the City of Tucson’s support of the rights of all its residents, including immigrants; condemning any threat of mass deportations; and declaring an emergency.

Council Member Romero stated she thought it was important to reiterate the importance of human rights and the City of Tucson’s support of the rights of all its residents, including immigrants, reinforcing the commitment to human treatment of immigrant and condemning any threat of mass deportations.

Council Member Romero said this resolution talked about the Mayor and Council’s history in its support for human rights and human dignity, and also reiterated what Tucsonans had elected the Mayor and Council to do which was to protect and work for constitutional rights of every human being in the City regardless of their status in this community. She said she had an obligation to proudly and loudly express her values and the values of the community.

Council Member Romero stated they had to do everything they could to communicate to their constituents and to the nation that Tucson was a place of tolerance, justice and inclusivity for all people, and that Tucson will protect every member of the community regardless of status and background and would not collaborate on federal

deportation initiatives of any kind and that the Tucson Police Department (TPD) was committed to protecting and serving the entire community.

It was moved by Vice Mayor Romero, duly seconded, that Consent Agenda Item s be passed and adopted and the proper action taken.

Council Member Kozachik offered a friendly amendment to the motion by adding that the City of Tucson would condemn any effort to establish a registry of any class of people.

Vice Mayor Romero stated she accepted the friendly amendment to the motion.

Council Member Fimbres thanked Mayor Rothschild and Vice Mayor Romero for their leadership and for being proactive with these issues of concern.

Vice Mayor Romero commented that there was a City of Tucson resource guide for immigrant families and that people should know their constitutional rights and what resources in the community were available to them.

Consent Agenda Item s was passed and adopted and the proper action taken by a roll call vote of 7 to 0.

7. CONSENT AGENDA – ITEM T

t. TRANSPORTATION: COMMEMORATIVE NAMING OF THE KOLB ROAD/SABINO CANYON ROAD NEW BRIDGE OVER THE PANTANO WASH

1. Report from City Manager DEC20-16-458 WARD 2
2. Resolution No. 22698 relating to Transportation; commemorative naming of the Kolb Road/Sabino Canyon Road New Bridge over the Pantano Wash as the "Airmen Memorial Bridge"; and declaring an emergency.

Council Member Cunningham stated the Resolution was commemorating the eighteen (18) lost in the crash at the Airmen Memorial Bridge located Kolb Road and Sabino Canyon Road. He invited Mr. Davison, Mr. Gatesman, and Mr. Villalobos to say a few words.

Mr. Villalobos thanked the Mayor and Council for accepting the naming of the new bridge over Pantano Wash.

It was moved by Council Member Cunningham, duly seconded, and passed by a roll call vote of 7 to 0, that Consent Agenda Item t be passed and adopted and the proper action taken.

8. PUBLIC HEARING: BINGO LICENSE APPLICATION - FAR HORIZONS TUCSON VILLAGE ACTIVITIES, 555 N. PANTANO RD., CITY NUMBER 208

Mayor Rothschild announced City Manager's communication number 460, dated December 20, 2016, was received into and made part of the record. He said this was the time and place legally advertised for a public hearing on Bingo License Application for Far Horizons Tucson Village Activities.

Mayor Rothschild said this public hearing was scheduled to last for no more than one hour and speakers were limited to five-minute presentations. He asked if there was anyone in the audience wishing to speak on the item.

There were no speakers.

It was moved by Council Member Fimbres, duly seconded, and carried by a voice vote of 7 to 0, to close the public hearing.

Mayor Rothschild asked the City Clerk to read Resolution 22692 by number and title only.

Resolution No. 22692 relating to City Clerk; approval of Far Horizons Tucson Village Activities Bingo License application.

It was moved by Council Member Cunningham, duly seconded, and passed by a roll call vote of 7 to 0, to pass and adopt Resolution 22692.

9. ECONOMIC DEVELOPMENT: AUTHORIZING RIO NUEVO MULTIPURPOSE FACILITIES DISTRICT TO PROVIDE GOVERNMENT PROPERTY LEASE EXCISE TAX (GPLET) PROPERTY TAX ABATEMENT FOR THE CITY PARK DEVELOPMENT PROJECT

Mayor Rothschild announced City Manager's communication number 465, dated December 20, 2016, was received into and made part of the record.

Roger W. Randolph, City Clerk announced the City Attorney had a correction to the item.

Michael Rankin, City Attorney, read the following correction into the record. He said, Section 1 of the resolution would be amended to read, "Pursuant to A.R.S. Sections 42-6206 and 42-6209 the inclusion of eight year tax abatement in the GPLET lease between Rio Nuevo and City Park is approved".

Mr. Rankin also noted for Council's information, that Section 2 of the resolution included the condition that the Mayor and Council referenced at the Study Session when this item was discussed that the approval of the GPLET abatement was conditioned upon City Parks' satisfaction of the terms and conditions of the underlined lease agreement with Rio Nuevo District.

Mayor Rothschild asked if it was subject to no further amendment.

Mr. Rankin stated amendments in the contexts of the GPLET, if there was an amendment that changed the use of the property or otherwise affected the basis for which the GPLET abatement was granted, it would then have to come back for re-approval.

Council Member Kozachik clarified that Mayor Rothschild meant the original Rio Nuevo lease with City Parks.

Mayor Rothschild stated that was the Resolution that if there was any change to the lease, the parties had to come back to us or the GPLET would not be granted.

Mr. Rankin stated they could include the correction in Section 1, conditioned upon the lease agreement as executed between Rio Nuevo and City Park.

Mayor Rothschild announced once the amendment was made to provide copies to the owner and tenant.

It was moved by Council Member Kozachik, duly seconded, and carried by a voice vote of 7 to 0, to pass and adopt Resolution 22697.

10. ELECTIONS: CALLING A SPECIAL ELECTION ON MAY 16, 2017 FOR A PROPOSED AMENDMENT TO THE TUCSON CITY CHARTER

Mayor Rothschild announced City Manager's communication number 466, dated December 20, 2016, was received into and made part of the record. He asked the City Clerk to Read Ordinance 11421 by number and title only.

Ordinance No. 11421 relating to Finance, Transportation, Public Safety and Elections; pursuant to Chapter IV, Section 1(20), Chapter XVI, Section 6 Chapter XX, Section 2, and Chapter XXVI, Section 1 of the Tucson Charter, calling a special election to be held in the City of Tucson, Arizona, on May 16, 2017, for the purpose of submitting to the City's qualified electors, as a referred measure, a proposed amendment to Tucson Charter Chapter IV to add a new Section 3 to authorize a sales tax increase; and declaring an emergency.

It was moved by Council Member Scott, duly seconded, and passed by a roll call vote of 7 to 0, to pass and adopt Ordinance 11421.

11. ELECTIONS: REFERRING A PROPOSED CHARTER AMENDMENT QUESTION TO THE MAY 2017 SPECIAL ELECTION BALLOT FOR A HALF-CENT SALES TAX INCREASE TO FUND STREET IMPROVEMENTS AND PUBLIC SAFETY

Mayor Rothschild announced City Manager's communication number 467, dated December 20, 2016, was received into and made part of the record.

It was moved by Council Member Scott, duly seconded, to include in the May 2017 ballot language a half-cent sales tax increase for a five year period with the option to renew; 60% going toward public safety and 40% toward roads. She said within the road portion, 60% would go towards arterials, collector and sub-collector roads and 40% toward residential streets.

Council Member Scott stated that there were stake holders wishing to review this item.

Mayor Rothschild added that specific projects would be part of the ballot language needed to be completed by January 10, 2017.

Council Member Fimbres asked if they were passing the format / frame work only.

Mayor Rothschild stated that was correct.

Michael J. Ortega, City Manager, clarified the motion was 60% for arterials, to include collector and sub-collector roads and 40% toward residential streets.

Council Member Uhlich wanted to make sure it was noted in Study Session, the maintenance for that issue and that they were going to peg the amount they would normally spend for road maintenance and public safety for these types of purposes and make sure that was included in the information that would come back to Mayor and Council.

Michael J. Ortega, City Manager, clarified the reference to the plan which would be the frame work and leave you with the caveat which was the conversation with Council Member Kozachik mentioned regarding ADA, and have staff to come up with a strategy for addressing that and come back with a recommendation.

Vice Mayor Romero offered an amendment to the motion. She wanted to include the creation of an oversight committee with 9 to 15 members appointed by the Mayor and Council and City Manager.

Michael J. Ortega, City Manager, recalled that what was suggested in moving forward was to use the Bond Oversight Committee that was tasked with Proposition 409 to oversee the road piece of the bond and establish a new committee for the public safety piece. He also stated that the Mayor and Council could recommend one committee to oversee both portions of the proposition. He said his recommendation would be to have the two committees.

Mayor Rothschild stated his suggestion was also to have the two committees. He said that should be part of the motion as Vice Mayor Romero suggested.

Vice Mayor Member Romero agreed and said she thought having a new committee with about 9 members would work. She asked about the current committee and how many members were on it.

Daryl Cole, Tucson Transportation Department Director, responded he thought it was eleven.

Council Member Fimbres seconded the friendly amendment made by Vice Mayor Romero.

Vice Mayor Romero continued saying that at the Study Session she mentioned to do the City justice, they needed to think about how to continue conversations about the needs of the community. She said the five year plan made political sense, but was not really a vision of how to re-invest in the community. She said she thought that Tucson residents wanted to see a prosperous city, just as Mayor and Council did. The conversation was larger than just capital improvements; it was about how to improve the quality of life for all residents, the needs of the area parks, playgrounds, fixing and completing streets, building sidewalks, bike lanes, fixing medians, beautifying the community. She said it was also about giving first responders' fire trucks and police vehicles and talking about how to retain and pay these employees and give them their fair share to do their jobs.

Vice Mayor Romero stated there were discussions about compromise. She said she thought Council Member Cunningham had expressed his concern about where the investment was addressed and how to reach that compromise as a community. She also mentioned the Mayor and Council should be thinking about a regional vision to meet regional needs, create another leg of the street car, bus transit services and other big transportation projects. She stated Mayor and Council need to ask themselves how they fared as a community and their regional approach which seemed to be talked about recently. She said she agreed with the plan on the table, but wanted to see, if this plan was moved ahead, was it a comprehensive solution to the needs, prosperity, and the progress of the community.

Mayor Rothschild said he agreed with Vice Mayor Romero and stated this was a start and thought somethings had gotten lost in the conversation from a year ago. He said, if the results in May were favorable and done right, parks could be looked at in the fall with the property tax. He said he agreed the needs were so much greater than what was available regardless. He said this was a good start and was certainly not the end; a victory on this plan could propel the City onto better conversations.

Council Member Cunningham stated the bottom line was that perfection was unavailable; it was something that was always pursued, but never really achieved. He said the package could be tweaked; years could be added or taken off. He said it all came back to putting something on the ballot to win. He stated he thought there was some consensus in the community that would support this plan; the voters need to be asked what type of city they wanted; did they want parks that need thirty years of maintenance, a police department with twenty year old vehicles, or not. He said that was the way they needed to ask the question and lay out very specifically on how the money will be spent.

Council Member Kozachik stated he was supporting the motion, but it was not one he would have drafted. He said he agreed with Vice Mayor Romero and as a “body” they were in a position where they could be more visionary and the public could accept the notion that there was an ongoing permanent problem with the roads. He said to put a sunset on the item was a mistake, but he also understood the rationale. He stated there was value in the community seeing consensus within the Mayor and Council on how to move the conversation forward.

Council Member Kozachik reiterated his comments made earlier at the Study Session that the Regional Transportation Authority (RTA) the regional partners need to join the conversation in a supportive fashion because this was a regional issue. He said, as pointed out by the Mayor, our county residents and all the surrounding residents drive into the City, use the roads, shop in our stores, and this was a local issue that had regional implications. He stated the surrounding areas needed to get on board. He commented they had all heard from some of the partners stating this needed to be for five years and let the RTA weigh in later. He said the RTA needed to take that to heart and include payment preservation if reauthorization is sought and recognize that the City was a primary tax supporter of the RTA and reflect that in the City’s allocation.

Council Member Fimbres stated this was a tough decision for a lot of people in the community and agreed with Vice Mayor Romero. He said there needed to be a stronger vision and ownership taken of what they were doing within the community. He said in looking at the state, county, federal levels, no one knew what that would hold for the City. He said this was a good start and knew that the City Manager and staff had been working hard on this item and in his ward, residential streets and arterials still needed to be done as well as parks as stated by Council Member Cunningham.

Vice Mayor Romero stated she had a fear of the potential to lose out on the regional question regarding the City of Tucson and the RTA, and the City getting their fair share in terms of the needs. She said she wanted to make sure the Mayor and City Manager would be representing every resident, every ward in the City of Tucson and would be working hard to make sure, as conversation progress at the RTA meetings and as the Mayor and Council put together a plan to continue the progression of the City, they would do their best to ensure they both bring in the allocation and funds necessary for transit, paint pavement protection, maintenance, transportation projects that would benefit both the City of Tucson and the region because the City was the biggest and most populated in the region.

Mayor Rothschild responded he and the City Manager as well would be there.

Mr. Ortega responded, for the record, that they had his absolute commitment this would be a strong focus within the many conversations on this item and he would continue to demonstrate the aggressiveness to pursue for investments in the region that include the City of Tucson as the lion’s share of funding.

Mayor Rothschild stated he has heard every bit of frustration expressed by different groups. He said the Manager has had conversations with key governmental players in this community and it was his understanding the Manager was most aggressive and most certain that his priority was the City of Tucson and would continue to be and would be for all of us. He commented that the Council was doing a good job and he was proud of where they currently were.

Council Member Kozachik stated the Mayor and Council had multiple public hearings on this complex issue. He said the community was weary of seeing the region cannibalize itself and this conversation was fundamentally important for the sales tax question that was coming up in May. He said he was pulling for Sahuarita, Sierra Vista and Marana, County, RTA, Metro Chamber and everyone who had a stake in this plan, to say, "Ok, this was an investment and the regional community needed to come together as one." He said we needed to get beyond the "we versus they".

Mayor Rothschild commented on a conversation he recently had about why the City was doing this. He said what was so funny to him was that "we" always talk about Phoenix as a City, but when the City of Phoenix goes out on a 7/10 of a tax, the entire community supports it. He reiterated that what Council Member Kozachik was saying was correct in that if we all worked together for each other; the limits have just barely been tapped. He said maybe this was the first step.

The motion to pass and adopted Ordinance 11421, was passed by a roll call vote of 7 to 0.

12. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Rothschild announced City Manager's communication number 448, dated December 20, 2016, was received into and made part of the record. He asked if there were any personal appointments to be made.

There were none.

13. ADJOURNMENT: 6:57 p.m.

Mayor Rothschild announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, January 10, 2017, 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 December, 2016, and do hereby certify that it is an accurate transcription.

DEPUTY CITY CLERK

RWR:agj:dp