



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on December 19, 2017.

Date of Meeting: April 19, 2017

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 5:45 p.m., on Wednesday, April 19, 2017, 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:

Paul Cunningham	Council Member Ward 2
Karin Uhlich	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:

Regina Romero	Vice Mayor, Council Member Ward 1
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Staff Members Present:

Michael J. Ortega	City Manager
Michael Rankin	City Attorney
Roger W. Randolph	City Clerk

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Larry Munguia, The S.O.B.E.R. Project, after which the Pledge of Allegiance was led by Council Member Shirley C. Scott.

Presentations:

- a. Mayor Rothschild proclaimed May 4, 2017 to be “Day of Prayer”.
- b. Mayor Rothschild presented the Outstanding Teen Citizen Awards from the Metropolitan Education Commission.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Rothschild announced City Manager’s communication number 112, dated April 19, 2017, 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 report was provided by Council Member 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 113 dated April 19, 2017, 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 114, dated April 19, 2017, 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. China Olive Super Buffet, Ward 1
1350 W. Irvington Rd. #100
Applicant: Yunyi June Lu
Series 12, City 84-16
Action must be taken by: December 16, 2016

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

2. Circle K Store #3404, Ward 4
1909 S. Craycroft Rd.
Applicant: Kim Kenneth Kwiatkowski
Series 10, City 18-17
Action must be taken by: April 21, 2017

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. Midtown Bar and Grill, Ward 6
4915 E. Speedway Blvd.
Applicant: Thomas Robert Aguilera
Series 6, City 17-17
Action must be taken by: April 22, 2017

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)

c. Special Event(s)

1. Soar with the Eagles Professional GED/HSE Tutors, Inc., Ward 6
2150 N. Alvernon Way
Applicant: Karen C. Burgan
City T31-17
Date of Event: October 21, 2017
(Garden Party)

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

2. Museum of Contemporary Art Tucson, Ward 6
265 S. Church Ave.
Applicant: Alexis Page Smith
City T37-17
Date of Event: April 22, 2017
(MOCA Gala)

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

3. St. Peter and Paul Catholic School, Ward 2
6503 E. Tanque Verde Rd.
Applicant: Patrick M. Crino
City T39-17
Date of Event: April 22, 2017
(Fundraiser)

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

4. Our Lady of Lavang Parish, Ward 5
800 S. Tucson Blvd.
Applicant: Van Hieu Nguyen
City T40-17
Date of Event: April 28, 2017 - April 30, 2017
(Crawfish Festival)

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

5. Friends of Tucson's Birthplace, Inc., Ward 1
946 W. Mission Lane
Applicant: Thomas J. Castillo
City T41-17
Date of Event: April 28, 2017 - April 29, 2017
(Agave Festival)

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

6. Knights of Columbus #5133, Ward 2
1800 S. Kolb Rd.
Applicant: William Roy Markley
City T42-17
Date of Event: May 5, 2017
(Church Benefit)

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

7. Ben's Bells Project, Ward 6
40 W. Broadway Blvd.
Applicant: Jodi Lynn Vander Ploeg
City T43-17
Date of Event: May 6, 2017
(Fundraiser)

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

8. Watershed Management Group, Ward 2
9468 E. Wrightstown Rd.
Applicant: Aaron Andrew Baumann
City T44-17
Date of Event: May 6, 2017
(Raise awareness of restoration work to Tanque Verde Creek)

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

d. Agent Change/Acquisition of Control/Restructure

1. Eclectic Cafe, Ward 2
7053 E. Tanque Verde Rd.
Applicant: Mark Haddad Smith
Series 7, City AC3-17
Action must be taken by: April 22, 2017

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

2. Mi An Sushi & Asian Bistro, Ward 6
88 E. Broadway Blvd.
Applicant: Bin An
Series 12, City AC4-17
Action must be taken by: April 30, 2017

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 Fimbres, duly seconded, and carried by a voice vote of 6 to 0 (Vice Mayor Romero absent/excused), to forward liquor license applications 5b1 through 5b3, 5c1 through 5c8, 5d1, and 5d2 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:

Julie Robinson
Robert Reus

Louise Chernetz
Suzanne Schafer

Dan Linhart
Edward Cizek

Council Member Fimbres requested staff to follow up on the comments made by Ms. Chernetz.

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 M

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 APR19-17-115 CITY WIDE
2. Mayor and Council Regular Meeting Minutes of December 6, 2016
3. Mayor and Council Study Session Legal Action Report and Minutes of December 6, 2016

b. TUCSON CODE: AMENDING (CHAPTER 20) PROHIBITING THE RACING OF MOTOR VEHICLES AND AUTHORIZING IMPOUNDING OF VEHICLES USED IN RACING

1. Report from City Manager APR19-17-117 CITY WIDE
2. Ordinance No. 11452 relating to motor vehicles; amending the Tucson Code, Chapter 20, Article V, by adding a new Section 20-161 prohibiting the racing of motor vehicles; and amending Chapter 20, Article I, Section 20-12, relating to impounding of vehicles; and declaring an emergency.

c. FINANCE: SALE OF GENERAL OBLIGATION BONDS, SERIES 2012-E (2017) AND GENERAL OBLIGATION REFUNDING BONDS, SERIES 2017

1. Report from City Manager APR19-17-125 CITY WIDE

2. Ordinance No. 11449 An Ordinance relating to Finance; authorizing the issuance and sale of (I) City of Tucson, Arizona, General Obligation Bonds, Series 2012-E (2017), as tax-exempt or taxable bonds, in a principal amount not to exceed \$20,000,000 and (II) City of Tucson, Arizona, General Obligation Refunding Bonds, Series 2017, as tax-exempt or taxable bonds, in a principal amount not to exceed \$10,000,000 (collectively, the “Series 2017 Bonds”); providing for sale thereof and the levy and collection of ad valorem taxes for the payment of the principal of and interest on the Series 2017 Bonds; providing for the application of a portion of the proceeds therefrom for the acquisition and construction of certain municipal improvements and the refunding of the Bonds to be Refunded and for the payment of principal and interest thereon; providing certain terms, covenants and conditions relating to the Series 2017 Bonds; authorizing the execution and delivery of a Depository Trust Agreement and appointing a depository trustee with respect to the Bonds to be Refunded; authorizing the execution and delivery of a Bond Purchase Agreement and a Continuing Disclosure Undertaking with regard to the Series 2017 Bonds; appointing a Bond Registrar, Transfer Agent and Paying Agent for the Series 2017 Bonds; authorizing the preparation and delivery of an Official Statement with respect to the Series 2017 Bonds; and declaring an emergency.

- d. FINANCE: PROPOSED SALE OF WATER SYSTEM REVENUE OBLIGATIONS, SERIES 2017; REFUNDING OF WATER SYSTEM REVENUE BONDS, SERIES 2017
 1. Report from City Manager APR19-17-120 CITY WIDE

(This item was continued at the request of Staff)

- e. MEMORANDUM OF UNDERSTANDING: WITH PIMA ASSOCIATION OF GOVERNMENTS FOR PROGRAMMING AND FUNDING OF THE FIVE POINTS TRANSPORTATION ENHANCEMENT PROJECT
 1. Report from City Manager APR19-17-121 WARD 5
 2. Resolution No. 22732 relating to Transportation; authorizing and approving the Memorandum of Understanding (MOU) between Pima Association of Governments (PAG) and City of Tucson (CITY) for programming and funding of the Five Points Transportation Enhancement Project; and declaring an emergency.

- f. MEMORANDUM OF UNDERSTANDING: WITH PIMA ASSOCIATION OF GOVERNMENTS FOR PROGRAMMING AND FUNDING OF THE 4TH/CONGRESS/TOOLE SAFETY IMPROVEMENTS PROJECT
 1. Report from City Manager APR19-17-122 WARD 6

2. Resolution No. 22733 relating to Transportation; authorizing and approving the Memorandum of Understanding (MOU) between Pima Association of Governments (PAG) and City of Tucson (CITY) for programming and funding of the 4th/Congress/Toole Safety Improvements Project; and declaring an emergency.
- g. MEMORANDUM OF UNDERSTANDING: WITH PIMA ASSOCIATION OF GOVERNMENTS FOR PROGRAMMING AND FUNDING OF THE BICYCLE AND PEDESTRIAN PROGRAM
1. Report from City Manager APR19-17-123 CITY WIDE
 2. Resolution No. 22734 relating to Transportation; authorizing and approving the Memorandum of Understanding (MOU) with Pima Association of Governments (PAG) and City of Tucson (CITY) for Programming and Funding of Bicycle and Pedestrian Program; and declaring an emergency.
- h. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FLOOD CONTROL DISTRICT FOR REPAIR AND MAINTENANCE OF THE SANTA CRUZ RIVER BANKS
1. Report from City Manager APR19-17-124 WARD 1
 2. Resolution No. 22735 relating to flood control, drainage improvements, and Parks & Recreation; authorizing and approving the Intergovernmental Agreement (IGA) between the Pima County Regional Flood Control District (District) and the City of Tucson (City) for repair and maintenance of the Santa Cruz River Banks between Irvington Road and the Drexel Road Alignment; and declaring an emergency.
- (This item was considered separately at the request of Council Member Kozachik)
- i. TUCSON CODE: AMENDING (CHAPTER 2) RELATING TO TRANSIT FARES, ADDING THE ANNUAL PASS AND SUMMERGO YOUTH PASS
1. Report from City Manager APR19-17-128 CITY WIDE AND OUTSIDE CITY
 2. Ordinance No. 11454 relating to Transit Fares; amending the Tucson City Code (TCC), Chapter 2, Article I, Section 2-18, City fixed route, regularly scheduled bus system called Sun Tran and modern streetcar system called Sun Link; fares; eligibility and prohibited activity; adding Annual Pass and SummerGO Youth Pass; and declaring an emergency.

- j. TRANSPORTATION: APPROVING THE FREQUENT TRANSIT NETWORK POLICY
 - 1. Report from City Manager APR19-17-129 CITY WIDE AND OUTSIDE CITY
 - 2. Resolution No. 22737 relating to Transportation and Public Transit: approving the City of Tucson (City) Frequent Transit Network (FTN) Policy; and declaring an emergency.

- k. INTERGOVERNMENTAL AGREEMENT: WITH AVRA VALLEY FIRE DISTRICT FOR FIRE PROTECTION SERVICES
 - 1. Report from City Manager APR19-17-126 OUTSIDE CITY
 - 2. Resolution No. 22736 relating to Intergovernmental Agreements; authorizing and approving the execution of a long-term Intergovernmental Agreement between the Avra Valley Fire District and the City of Tucson for fire protection services and termination of license for City of Tucson Well AF-054A; and declaring an emergency.

- l. TUCSON CODE: AMENDING (CHAPTER 12) RELATING TO ELECTIONS
 - 1. Report from City Manager APR19-17-127 CITY WIDE
 - 2. Ordinance No. 11457 relating to Elections; repealing current Tucson Code Chapter 12; enacting a new Tucson Code Chapter 12 to govern City primary, general, and special elections; and declaring an emergency.

- m. REAL PROPERTY: SALE OF SURPLUS CITY PROPERTY LOCATED AT 114-124 EAST BROADWAY BOULEVARD
 - 1. Report from City Manager APR19-17-133 WARD 6
 - 2. Ordinance No. 11456 relating to Real Property; declaring Property located at 114-124 East Broadway Boulevard to be surplus City-Owned Property; authorizing the sale thereof to ZFI Acquisitions LLC; and declaring an emergency.

It was moved by Council Member Uhlich, duly seconded, and carried by a voice vote of 6 to 0 (Vice Mayor Romero absent/excused), that Consent Agenda Items a – m, with the exception of Item d, which was continued, and Item h, which was considered separately, be passed and adopted and the proper action taken.

7. CONSENT AGENDA – ITEM H

- h. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FLOOD CONTROL DISTRICT FOR REPAIR AND MAINTENANCE OF THE SANTA CRUZ RIVER BANKS
 - 1. Report from City Manager APR19-17-124 WARD 1
 - 2. Resolution No. 22735 relating to flood control, drainage improvements, and Parks & Recreation; authorizing and approving the Intergovernmental Agreement (IGA) between the Pima County Regional Flood Control District (District) and the City of Tucson (City) for repair and maintenance of the Santa Cruz River Banks between Irvington Road and the Drexel Road Alignment; and declaring an emergency.

Mayor Rothschild announced Council Member Kozachik requested this item be considered separately.

Council Member Kozachik explained he understood the City had issues with the design and construction resulting in bank erosion. He said Pima County was finally on board with a funding design, but the City was on “hook” for all of the construction costs. He stated there was no indication of any sort of cap on the construction costs, and he wanted some assurance that the City had a voice in the process to help control our own costs. He also said he would like to know if there was a deadline for completing the project, as well as what the funding sources would be.

Michael J. Ortega, City Manager, stated this was a responsibility the City had for many years. Once the design was complete he would request a cost estimate and that would be brought before the Mayor and Council for consideration and future funding. He said there were three sources of funds. He said because it was a linear park, there could be park and pet fees, the sale of City properties, and funds generated from the development.

Council Member Kozachik said his questions were not addressed whether they would have a voice in the design, a cap on the costs be establish, and what the time frame was for the project.

Mr. Ortega explained they would have the opportunity to weigh in on the design. The cap on construction costs was not available at this time and the timeline was immediate. He said Pima County was encouraging all to move forward, and should have the design by next fiscal year.

Council Member Kozachik asked for assurance staff would bring back the final costs with proposed funding sources before anything was started.

Mr. Ortega assured him that would happen.

Mayor Rothschild asked that a cost estimate be brought to the Mayor and Council for review before approval of the final design before final approval.

Mr. Ortega stated once he had the design and the costs associated with the design, the Mayor and Council would have to decide how much they would invest over multiple years. He said the City may be responsible for bidding the project and would need approval from the Mayor and Council before anything was started. He said he would provide all the information once it was available.

It was moved by Council Member Kozachik, duly seconded, and carried by a voice vote of 6 to 0 (Vice Mayor Romero absent/excused), that Consent Agenda Item h, be passed and adopted and the proper action taken.

8. PUBLIC HEARING: APPROVING THE CITY OF TUCSON FY 2018 ANNUAL ACTION PLAN - PROGRAM YEAR THREE OF THE FIVE YEAR CONSOLIDATED PLAN 2015 – 2019

Mayor Rothschild announced City Manager's communication number 130, dated April 19, 2017, was received into and made part of the record. He also announced this was the time and place legally advertised for a public hearing on the City of Tucson DRAFT Fiscal Year 2018 Annual Action Plan and Update to the 2015-2019 Five-Year Consolidated Plan. He said the public hearing was scheduled to last for no more than one hour and speakers were limited to five-minute presentations. He asked if anyone wanted to speak on this subject.

Michael McDonald, Community Food Bank, spoke in support of the item. He said he wanted to thank City staff for a great process.

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

Mayor Rothschild asked the City Clerk to read Resolution 22738 by number and title only.

Resolution No. 22738 relating to public housing; approving the proposed City of Tucson annual action plan for fiscal year 2018 authorizing and directing submittal of that plan to the United States Department of Housing and Urban Development and declaring an emergency.

It was moved by Council Member Scott, duly seconded, to pass and adopt Resolution 22738.

Council Member Fimbres asked staff how the proposal dealt with homelessness and HUD's (Housing and Urban Development) housing first principles and implementation in Tucson.

Sally Stang, Director of Housing and Community Development, explained the *Plan* incorporated many of the housing first principles. It was a requirement that the programs adhere to housing first, and was incorporated into the Emergency Solutions Grant (ESG), Community Development Block Grant (CDBG), and general fund human services contracts. She said they were implementing this in the Community Development programs, and across Public Housing Authority (PHA) programs in support of homeless programs.

Council Member Fimbres asked if CDBG funding was directed towards fewer home repairs as reported, and if so what was the reasoning.

Ms. Stang stated the current *Plan* recommended working on fewer homeowner rehab programs than they had in the past. This was following a review of their policies and procedures and all activities involved with the homeowner rehab program. She said they found that because they had applied a low dollar threshold for each home that was rehabbed, it resulted in high fixed and administrative costs. She stated it left homeowners with significant deficiencies in their homes at the end of the projects and this year's program was designed to complete an in-depth assessment of the units needs for a complete rehabilitation, but would reduce the number of units they were able to work on each year. She stated that last year forty-eight units were targeted, and they estimated thirty-five for this year.

Council Member Fimbres then asked if there were any projects that had general fund dollars planned but ended up using CDBG funds and what were the stress areas in the city of which CDBG funds were targeted.

Ms. Stang said there were no programs that were switched from general funds to CDBG funds. She said that in 2012 the City of Tucson compiled a study, The Poverty and Urban Stress Report. It identified a core area of the City where poverty and other indicators of household and neighborhood stress were prevalent. She commented that in 2013, the Mayor and Council adopted the CDBG target area which incorporated an area of the City where stress was the highest and provided direction on how to prioritize projects in the target area.

Council Member Kozachik said he was concerned about constraining the number of people who were touched by this program and wanted to make sure the City was not selling short the opportunities to reach out to people who had emergency home repair needs. He said he wanted to make sure this concern was front and center during the budget process. He asked if there were opportunities within the program to build efficiencies by involving small sub local contractors to do the work rather than a non-profit organization.

Ms. Stang said they understood that rehabilitation reduced the number of homes touched, but during last year's human services allocations they awarded funds that could be used for those acute emergency home repairs. She stated those repairs were able to be processed quickly because they were not required to meet all of the federal requirements

surrounded by CDBG. She said with those funds outside of the federal requirements there were many homes that would be able to receive acute emergency repairs, and this allowed them to focus on systems replacement, rather than just emergency repair. She said they had redesigned the rehab program, and would be issuing a Request For Proposals (RFP), and because of this contractors would be able to submit a bid.

Resolution 22738 was passed and adopted by a roll call vote of 6 to 0 (Vice Mayor Romero absent/excused).

9. PUBLIC HEARING: (C14-17-01) STREET NAME REQUEST – EAST JANE ROBB PLACE, CITY MANAGER’S REPORT

Mayor Rothschild announced City Manager's communication number 118 dated April 19, 2017, was received into and made part of the record. He also announced this was the time and place legally advertised for a public hearing to approve a street name change from Kennedy Knoll Place to Jane Robb Place, in remembrance of the previous property owner. He said the public hearing was scheduled to last for no more than one hour and speakers were limited to five-minute presentations. He asked if anyone wanted to speak on this subject.

There was no one.

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

Mayor Rothschild asked the City Clerk to read Ordinance 11453 by number and title only.

Ordinance No. 11453 related to streets; street name change, “from East Kennedy Knoll Place” as shown on the final plat for Robb Hill to, “East Jane Robb Place”; and setting an effective date.

Council Member Cunningham said he wanted to state for the record that this request was in Ward 2; the Rob Hill development by Magee Middle School on Pantano and Speedway, not in Ward 3.

It was moved by Council Member Cunningham, duly seconded, to pass and adopt Ordinance 11453.

Council Member Fimbres asked how many addresses had to have their street name changed.

Manjeet Ranu, Planning and Development Services Director, stated there would be eight home addresses, but no homes had been built yet.

Council Member Cunningham said they would like to honor Ms. Robb, as she was very active on the east side and this was a great thing for Tucson.

Ordinance 11453 was passed and adopted by a roll call vote of 6 to 0 (Vice Mayor Romero absent/excused).

10. ELECTIONS: DESIGNATING VOTING LOCATIONS AND APPOINTING ELECTION BOARD WORKERS FOR THE VOTE BY MAIL ELECTIONS TO BE HELD MAY 16, 2017, AUGUST 29, 2017, AND NOVEMBER 7, 2017

Mayor Rothschild announced City Manager's communication number 119, dated April 19, 2017, was received into and made part of the record. He asked the City Clerk to read Resolution 22730 by number and title only.

Resolution No. 22730 related to elections; pursuant to Tucson Charter Chapter 16, Section 10 and Tucson Code Sections 12-15 and 12-38(b), designating the voting locations for the City of Tucson's 2017 Vote by Mail Elections; and declaring an emergency.

It was moved by Council Member Fimbres, duly seconded, and passed by a roll call vote of 6 to 0 (Vice Mayor Romero absent/excused), to pass and adopt Resolution 22730.

Mayor Rothschild asked the City Clerk to read Resolution 22731 by number and title only.

Resolution No. 22731 related to elections; pursuant to Tucson Charter Chapter XVI, Section 6 and Chapter IV, Section 1(20), as well as Tucson Code Section 12-23, appointing officials who will serve as members of Election Boards required for the 2017 City of Tucson Vote by Mail Elections; and declaring an emergency.

It was moved by Council Member Fimbres, duly seconded, and passed by a roll call vote of 6 to 0 (Vice Mayor Romero absent/excused), to pass and adopt Resolution 22731.

11. REZONING: (C9-15-04) HABIT BURGER (FORMERLY POPEYE'S CHICKEN) - BROADWAY BOULEVARD R-3 TO C-1, ORDINANCE ADOPTION

Mayor Rothschild announced City Manager's communication number 131 dated April 19, 2017, was received into and made part of the record. He asked the City Clerk to read Ordinance 11455 by number and title only.

Ordinance No. 11455 relating to Zoning: amending zoning district boundaries in the area located on the north side of Broadway Boulevard, south of 10th Street, approximately 375 feet east of Lenora Avenue and 585 feet west of Chantilly Drive in Case C9-15-04, Habit Burger (originally authorized as Popeye's Chicken) – Broadway Boulevard, R-3 to C-1 and setting an effective date.

It was moved by Council Member Kozachik, duly seconded, and passed by a roll call vote of 6 to 0 (Vice Mayor Romero absent/excused), to pass and adopt Ordinance 11455.

12. BOARDS, COMMITTEES AND COMMISSIONS: APPOINTMENT TO THE CIVIL SERVICE COMMISSION

(This item was continued at the request of Staff)

13. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Rothschild announced City Manager's communication number 116, dated April 19, 2017, was received into and made part of the record. He asked if there were any personal appointments to be made.

There were none.

14. ADJOURNMENT: 6:45 p.m.

Mayor Rothschild announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, May 9, 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 19th day of April 2017, and do hereby certify that it is an accurate transcription.

DEPUTY CITY CLERK

RWR:dp:amo