Minutes of SPECIAL MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on March 19, 2019

Date of Meeting: November 26, 2018

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 12:00 p.m., on Monday, November 26, 2018, 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
Paul Durham	Council Member Ward 3
Richard G. Fimbres	Vice Mayor, Council Member Ward 5
Steve Kozachik	Council Member Ward 6
Jonathan Rothschild	Mayor

Absent/Excused:

Shirley C. Scott	Council Member Ward 4

Staff Members Present:

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

2. ELECTIONS: CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE CITY SPECIAL ELECTION HELD NOVEMBER 6, 2018

Mayor Rothschild announced City Manager's communication number 394, dated November 26, 2018, was received into and made part of the record. He asked the City Clerk to read Resolution 22970 by number and title only.

Resolution 22970 relating to Elections; canvassing the returns and declaring the results of the Special Election on Propositions 407 and 408 held in the City of Tucson, Arizona on November 6, 2018.

It was moved by Vice Mayor Fimbres, duly seconded, to pass and adopt Resolution 22970.

Council Member Kozachik said Proposition 408 failed which was the change to the City Charter on elections. He asked how the 2019 elections would function or would it roll out to the 2017 turn out.

Michael Rankin, City Attorney, explained the new legislation was not backward looking it was forward looking. He stated that the current Governor's race became the measuring stick in terms of voter turnout and used to measure the City's next election to see if the voter turnout fell within the definition of reduced voter turnout, which was twenty-five percent less than the Governor's race turnout.

Council Member Kozachik said the 2019 City Election would need to see a 46% turnout in order for them to sustain the Tucson Charter without fighting it in court. He clarified the City voters' choice was to fight for the wording in the Tucson Charter.

Mr. Rankin confirmed it was at least 46% and said it would be a good topic to discuss at a future meeting in early 2019. He clarified the 2019 Election still needed to take place and if the City's turnout did not fall within 25% of the current Governor's race, then Mayor and Council could decide whether to file a lawsuit to keep the City's candidate elections in odd-numbered years.

Council Member Romero asked for clarification on what the threshold was in terms of the 2019 Election turnout.

Mr. Rankin explained if the local election had a turnout that was at least 25% less than the current Governor's race, then the City was compelled to switch to even-year elections beginning three years after the election that had the reduced turnout.

Council Member Romero said the percentages in total voter turnout did not equal 100% for both Propositions on the election canvass; Proposition 407 equaled 93.3% and Proposition 408 equaled 91.8%. She asked for clarification on the calculation.

Roger W. Randolph, City Clerk, explained the difference between Pima County's calculations of voter percentages and the City's calculations. He said the County only included the Yes and No votes in its calculations, while the City included the over-votes and under-votes on their jurisdiction-wide totals. He said the City also used the jurisdiction-wide totals to calculate the ward percentages based on total votes.

Resolution 22970 was passed and adopted by a roll call vote of 6 to 0 (Council Member Scott absent/excused).

3. ADJOURNMENT: 12:04 p.m.

Mayor Rothschild announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, December 4, 2018, 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 26th day of November 2018, and do hereby certify that it is an accurate transcription.

DEPUTY CITY CLERK

RWR:am:yl