



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on July 7, 2020.

Date of Meeting: January 7, 2020

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, January 7, 2020, all members having been notified of the time and place thereof.

1. **ROLL CALL**

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

Present:

Lane Santa Cruz	Council Member Ward 1
Paul Cunningham	Vice Mayor, Council Member Ward 2
Paul Durham	Council Member Ward 3
Nikki Lee	Council Member Ward 4
Richard G. Fimbres	Council Member Ward 5
Steve Kozachik	Council Member Ward 6
Regina Romero	Mayor

Absent/Excused:

None

Staff Members Present:

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

2. INVOCATION AND PLEDGE OF ALLEGIANCE AND APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

a. INVOCATION

The invocation was given by Ted Prezelski, Staff for Ward 2 City Council Member Paul Cunningham, Benedictine Oblate.

b. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was presented by the entire assembly.

c. PRESENTATIONS:

1. Mayor Romero proclaimed January 20th to be "Martin Luther King Jr. Day of Service." Pastor Grady D. Scott, Mount Calvary Missionary Baptist Church and member of the MLK Committee accepted the proclamation.

d. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Romero announced City Manager's communication number 1, dated January 7, 2020, was received into and made part of the record. She asked for a motion to approve the appointments in the report.

It was moved by Council Member Fimbres, duly seconded, and carried by a voice vote of 7 to 0, to approve the appointments of Helen Erickson to the Armory Park Historic Zone Advisory Board (APHZAB), Kimberly Waigwa and Sara Maaske to the Tucson Commission on Gay, Lesbian, Bisexual and Transgender Issues (GLBT), Mark Stratton to the Citizens' Water Advisory Committee (CWAC), Melvin "Butch" Morgan to the Veterans' Affairs Committee (VAC) and Lydia R. Otero to the Tucson-Pima County Historical Commission (TPCHC).

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

Council Member Fimbres announced his personal appointment of Bob Gugino to the 2017 Public Safety Tax Oversight Commission (PTSOC) and Jeanine Mortimer to Park Tucson Commission (PTC).

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Romero announced City Manager's communication number 2, dated January 7, 2020, was received into and made part of the record. She 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 Mayor Romero and Council Members Durham 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 Romero announced City Manager's communication number 3, dated January 7, 2020, was received into and made part of the record. She 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 Romero announced City Manager's communication number 4, dated January 7, 2020 was received into and made part of the record. She asked the City Clerk to read the Liquor License Agenda.

b. Liquor License Application(s)

New License(s)

1. Snooze, Ward 6
2500 E. Grant Rd.
Applicant: Andrea Dahlman Lewkowitz
Series 12, City 79-19
Action must be taken by: January 14, 2020

Staff has indicated the applicant is in compliance with city requirements.
2. Bisbee Breakfast Club, Ward 6
2936 E. Broadway Blvd.
Applicant: Kevin Arnold Kramber
Series 7, City 80-19
Action must be taken by: January 18, 2020

Staff has indicated the applicant is in compliance with city requirements.
3. Tucson Indoor Sports Center, Ward 3
1065 W. Grant Rd.
Applicant: Peter Gordon Toone
Series 12, City 81-19
Action must be taken by: January 18, 2020

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)

4. El Chinito Gordo, Ward 3
2920 N. Oracle Rd.
Applicant: Mark Bonillas
Series 6, City 71-19
Action must be taken by: December 19, 2019

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. Empower Coalition Inc., Ward 6
198 S. Granada Ave.
Applicant: Eric Matthew Hutchens
City T139-19
Date of Event: February 15, 2020
(Fundraising Dinner for Veteran Organizations)

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

2. Southern Arizona Blues Heritage Foundation, Inc., Ward 6
900 S. Randolph Way
Applicant: Christopher Jay Wilt
City T140-19
Date of Event: March 28, 2020
(Tucson Blues & Brews Festival)

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

3. The Community Food Bank, Ward 3
3660 E. Fort Lowell Rd.
Applicant: Brittany Nadine Taft
City T141-19
Date of Event: January 30, 2020
(Art of Plating)

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

4. Tucson Botanical Gardens, Ward 6
2150 N. Alvernon Way
Applicant: Mary Ann Confrey
City T143-19
Date of Event: February 1, 2020
(Fundraiser for Tucson Botanical Gardens)

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

5. Tucson Botanical Gardens, Ward 6
2150 N. Alvernon Way
Applicant: Mary Ann Confrey
City T144-19
Date of Event: February 8, 2020
(Fundraiser for Tucson Botanical Gardens)

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

6. American Cancer Society, Ward 1
600 W. 22nd St.
Applicant: Kenneth A. Foy
City T146-19
Date of Event: January 30, 2020 - February 7, 2020
(Fundraiser / Gem Show)

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

d. Agent Change/Acquisition of Control/Restructure

1. Street Taco & Beer, Ward 1
58 W. Congress St.
Applicant: Kevin Arnold Kramber
Series 12, City AC10-19
Action must be taken by: January 14, 2020

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

2. Street Taco and Beer, Ward 6
5870 E. Broadway Blvd. #SP 532
Applicant: Kevin Arnold Kramber
Series 12, City AC11-19
Action must be taken by: January 14, 2020

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

3. Hensley Beverage Company, Ward 5
705 E. Ajo Way
Applicant: Robert Michael Delgado
Series 4, City AC12-19
Action must be taken by: January 17, 2020

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

4. Bisbee Breakfast Club, Ward 2
410 N. Wilmot Rd. #110
Applicant: Kevin Arnold Kramber
Series 12, City AC13-19
Action must be taken by: January 18, 2020

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

5. Bisbee Breakfast Club, Ward 6
2936 E. Broadway Blvd.
Applicant: Kevin Arnold Kramber
Series 12, City AC14-19
Action must be taken by: January 18, 2020

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 7 to 0, to forward Items 5b1 through 5b4, 5c1 through 5c6, and 5d1 through 5d5 to the State Liquor Board with a recommendation for approval.

6. CALL TO THE AUDIENCE

Mayor Romero 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 Romero 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:

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 I

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

a. APPROVAL OF MINUTES

1. Report from City Manager JAN07-20-5 CITY WIDE
2. Mayor and Council Regular Meeting Minutes of May 21, 2019
3. Mayor and Council Study Session Minutes of May 21, 2019

b. CITY VEHICLES: EXEMPTION OF CERTAIN CITY VEHICLES FROM BEARING IDENTIFYING MARKINGS

1. Report from City Manager JAN07-20-7 CITY WIDE
2. Resolution No. 23131 relating to City Vehicles; pursuant to A.R.S. Section 38-538.03(B), exempting a vehicle from the Public Safety Communications Department from the requirement that it bear markings identifying it as a City vehicle; making the exemption effective from January 7, 2020 through and including February 27, 2020, and declaring an emergency.

c. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA BOARD OF REGENTS FOR COMPREHENSIVE EVALUATION OF AN INNOVATIVE COLLABORATIVE RESPONSE TO THE OPIOID EPIDEMIC PROGRAM

1. Report from City Manager JAN07-20-12 CITY WIDE
2. Resolution No. 23135 relating to Agreements; approving an Intergovernmental Agreement (IGA) between the University of Arizona and the City of Tucson (City) Police Department's Deflection Program, entitled Comprehensive Evaluation of an Innovative Collaborative Response to the Opioid Epidemic Reversion Process; and declaring an emergency.

- d. PRE-ANNEXATION AND DEVELOPMENT AGREEMENTS: WITH GORDON REAY, NEIL W. EDMONSON, TRACY L. COLLETT, AND CRAIG M. REAY, OWNERS OF PARCELS 205-47-106B, 1070, 1080 AND 1090, FOR WATER SERVICE
 - 1. Report from City Manager JAN07-20-9 WARD 2 AND OUTSIDE CITY
 - 2. Resolution No. 23133 relating to Pre-Annexation and Development Agreements; authorizing and approving the execution of Pre-Annexation and Development Agreements between the City of Tucson and Gordon Reay, owner of Parcel 205-47-106B, Neil W. Edmonson, owner of Parcel 205-47-1070, Tracy L. Collett, owner of Parcel 205-47-1080, and Craig M. Reay, owner of Parcel 205-47-1090.

- e. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY OF PIMA COUNTY FOR THE REGIONAL TRANSPORTATION DATA NETWORK COMMUNICATION SYSTEM
 - 1. Report from City Manager JAN07-20-8 CITY WIDE
 - 2. Resolution No. 23132 relating to Intergovernmental Agreements and Transportation; authorizing and approving Amendment No. 3 to the Intergovernmental Agreement (IGA) for transportation funding between the City of Tucson (City) and the Regional Transportation Authority of Pima County (RTA) for RTA Project 40 am Regional Transportation Data Network Expand WiFi Mesh TIP Number 39.08; and declaring an emergency.

- f. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM FOR FUNDING FROM ARIZONA STATE OPIOID RESPONSE GRANT PROGRAM
 - 1. Report from City Manager JAN07-20-13 CITY WIDE
 - 2. Resolution No. 23134 relating to Agreements; approving an amendment to an Intergovernmental Agreement (IGA) between Arizona Health Care Cost Containment System Administration (AHCCCS) and the City of Tucson (City) to increase funding from the Arizona State Opioid Response Grant Program; and declaring an emergency.

- g. BOARDS, COMMITTEES AND COMMISSIONS: APPOINTMENTS TO THE SELF-INSURED HEALTH BENEFITS TRUST BOARD OF TRUSTEES (CONTINUED FROM THE MEETING OF DECEMBER 17, 2019)
 - 1. Report from City Manager JAN07-20-6 CITY WIDE

2. Resolution No. 23130 relating to the Self-Insured Health Benefits Trust of the City of Tucson; pursuant to Tucson Code Section 22-82.2, appointing Lydia Aranda, Anna Maiden, Matthew Nelson, and Monica Dupnik as the four initial citizen Trustees of the Board of Trustees of the Self-Insured Health Benefits Trust of the City of Tucson, Arizona; specifying the special initial term (two-year, three-year, or four-year) for each of these citizen Trustees; and declaring an emergency.
- h. TUCSON CODE: AMENDING (CHAPTER 7) ADOPTION OF A TOBACCO LICENSING FEE, AMENDING ORDINANCE 11703
1. Report from City Manager JAN07-20-14 CITY WIDE
 2. Ordinance No. 11720 relating to Businesses Regulated; amending Ordinance No. 11703 and Tucson Code, Chapter 7, Article XIX, Section 7-428 to adopt a tobacco retail license fee; and declaring an emergency
- i. MAYOR AND COUNCIL: AMENDING THE 2020 MAYOR AND COUNCIL MEETING SCHEDULE
1. Report from City Manager JAN07-20-10 CITY WIDE
 2. Ordinance No. 11719 relating to Administration; amending the Mayor and Council's 2020 meeting schedule by rescheduling the regular meeting currently scheduled for Wednesday, January 22, 2020 to Tuesday, January 28, 2020; and declaring an emergency.

It was moved by Council Member Lee, duly seconded, and passed by a roll call vote of 7 to 0, that Consent Agenda Items a – i be passed and adopted and proper action taken.

8. PUBLIC HEARING: ZONING (C9-14-08) ARIZONA LOTUS - COPPER STREET, R-2 TO I-1, REACTIVATION, FIVE-YEAR TIME EXTENSION

Mayor Romero announced City Manager's communication number 11, dated January 7, 2020, was received into and made part of the record. She also announced this was the time and place legally advertised for a public hearing on the (5)-year time extension for the completion of the rezoning conditions for the property located 1160 feet north of Grant Road and 220 feet west of Jackrabbit Avenue.

Mayor Romero announced the public hearing was scheduled to last for no more than one hour and speakers were limited to five-minute presentations. She asked if there was anyone wishing to speak on this matter.

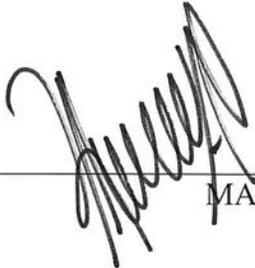
There was no one.

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

It was moved by Council Member Durham, duly seconded, and carried by a voice vote of 7 to 0 to approve the request as presented.

9. ADJOURNMENT: 6:05 p.m.

Mayor Romero announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, January 28, 2020, at 5:30 p.m., in the Fire Central Conference Room, 300 South Fire Central, 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 7th day of January 2020, and do hereby certify that it is an accurate transcription.



DEPUTY CITY CLERK

RWR:jc:rg