



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on September 22, 2020.

Date of Meeting: May 19, 2020

MEETING NOTE: Due to the impacts of the COVID-19 pandemic, which prompted declarations of a public health emergency at the local, state and federal levels, this meeting was conducted using measures to protect public health. This meeting was held remotely through technological means, as permitted under Arizona law.

The Mayor and Council of the City of Tucson met virtually in regular session using Microsoft TEAMS, at 6:17 p.m., on Tuesday, May 19, 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 APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

a. INVOCATION

The invocation was given by Ana Marrufo, Management Assistant, City Clerk's Office.

b. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Romero announced City Manager's communication number 131, dated May 19, 2020, was received into and made part of the record. She asked if there were any personal appointments to be made.

There were no appointments or personal appointments made at this time.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Romero announced City Manager's communication number 132, dated May 19, 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 Council Members Santa Cruz, Lee, 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 133, dated May 19, 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.

Current event report was given by Michael J. Ortega, 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 Romero announced City Manager's communication number 134, dated May 19, 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)

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)

1. Snakes & Lattes, Ward 6
City 11-20, Series 12
988 E. University Blvd.
Applicant: Kevin Arnold Kramber
Action must be taken by: March 27, 2020
2. Native Grill & Wings, Ward 6
City 22-20, Series 12
3100 E. Speedway Blvd,
Applicant: Jared Michael Repinski
Action must be taken by: May 17, 2020
3. Kona, Ward 1
City 23-20, Series 12
13 N. Stone Avenue
Applicant: Kengo Ikeda
Action must be taken by: May 22, 2020
4. Los Olivos Pizzeria, Ward 1
City 24-20, Series 12
937 W. Congress St.
Applicant: Quetzalcoatl Quiterio Lora
Action must be taken by: May 23, 2020

Person/Owner Transfer(s)

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)

5. Ojos Locos Sports Cantina
City 15-20, Series 6
4745 S. Landing Way
Applicant: Andrea Dahlman Lewkowitz
Action must be taken by: April 17, 2020

6. Monterey Liquors
City 25-20, Series 9
6240 E. Speedway Blvd.
Applicant: Frederick A. Aden Jr.
Action must be taken by: May 28, 2020

c. Special Event(s)
NOTE: There are no application(s) for special events scheduled for this meeting.

d. Agent Change/Acquisition of Control/Restructure
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)

1. Pei Wei Fresh Kitchen - 845 E. University Blvd. #135, Ward 6
City AC6-20, Series 12
845 E. University Blvd. #135
Applicant: Patrick Edward Castle
Action must be taken by: May 22, 2020

2. Pei Wei Fresh Kitchen - 5285 E. Broadway Blvd. #151, Ward 6
City AC7-20, Series 12
5285 E. Broadway Blvd. #151
Applicant: Patrick Edward Castle
Action must be taken by: May 22, 2020

It was moved by Council Member Fimbres, duly seconded, and carried by a voice vote of 7 to 0, to forward liquor license applications 5b1 through 5b6 and 5d1 through 5d2, to the Arizona State Liquor Board with a recommendation for approval.

6. CALL TO THE AUDIENCE

Call to the audience was cancelled but members of the public could submit written comments by sending an email to cityclerk@tucsonaz.gov. The email must include their name and topic being discussed and be limited to no more than 500 words.

7. CONSENT AGENDA – ITEMS A THROUGH K

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 (CITY WIDE) MAY19-20-135

- b. TUCSON CODE: AMENDING (CHAPTER 10A) CHANGE OF THE ATTENDANCE REQUIREMENT FOR THE COMPLETE STREETS COORDINATING COUNCIL (CITY WIDE) MAY19-20-136

Ordinance No. 11753 relating to Boards, Committees and Commissions; changing the attendance policy of the Complete Streets Coordinating Council (CSCC) to require removal of members for three consecutive absences or for failing to attend at least 40% of regularly scheduled meeting within a calendar year; amending Tucson Code Section 10A-242(E); and declaring an emergency.

- c. GRANT APPLICATION: TO THE FEDERAL TRANSIT ADMINISTRATION FOR PUBLIC TRANSPORTATION INNOVATION PROGRAM FUNDS (CITY WIDE AND OUTSIDE CITY) MAY19-20-137

Resolution No. 23173 relating to Transportation and Mass Transit; authorizing and approving the submission of a Federal Transit Administration (FTA) Application, FTA Grant No. 1667-2020-01 for Public Transportation Innovation Program Funds (Section 5312) to support Training and Public Awareness Campaign; and declaring an emergency.

- d. INTERGOVERNMENTAL AGREEMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY OF PIMA COUNTY FOR THE PROVISION OF FIXED ROUTE TRANSIT SERVICES FOR DESIGNATED AREAS OF PIMA COUNTY, THE TOWN OF MARANA, AND THE CITY OF SOUTH TUCSON (CITY WIDE AND OUTSIDE CITY) MAY19-20-138

Resolution No. 23175 relating to Intergovernmental Agreements (IGA) and Transportation; authorizing and approving an IGA between the Regional Transportation Authority of Pima County (RTA) and the City of Tucson (City) for provision of Fixed Route Transit Services (Sun Tran) for designated areas of Pima County, Town of Marana, and City of South Tucson for Fiscal Year 2021 (FY21); and declaring an emergency.

- e. INTERGOVERNMENTAL AGREEMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY OF PIMA COUNTY FOR THE BICYCLE BOULEVARD PACKAGE 1 IMPROVEMENT PROJECT (CITY WIDE) MAY19-20-139

Resolution No. 23176 relating to Intergovernmental Agreements (IGA) and Transportation; authorizing and approving an IGA between the Regional Transportation Authority of Pima County (RTA) and the City of Tucson (City) for the Bike Boulevard Package 1 Improvement Project; and declaring an emergency.

- f. INTERGOVERNMENTAL AGREEMENT: WITH THE PASCUA YAQUI TRIBE FOR PROVISION OF FIXED ROUTE TRANSIT SERVICE FOR DESIGNATED AREAS OF PIMA COUNTY (OUTSIDE CITY) MAY19-20-140

Resolution No. 23178 relating to Transportation and Mass Transit; approving and authorizing execution of an Intergovernmental Agreement (IGA) between the City of Tucson (City) and the Pascua Yaqui Tribe for provision of fixed route transit service (Sun Tran) for designated areas of Pima County for Fiscal Year 2021 (FY21); and declaring an emergency.

- g. INTERGOVERNMENTAL AGREEMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY OF PIMA COUNTY FOR REGIONAL TRANSIT SERVICE IMPROVEMENTS FOR FISCAL YEAR 2021 (CITY WIDE AND OUTSIDE CITY) MAY19-20-141

Resolution No. 23177 relating to Intergovernmental Agreements (IGA) and Transportation; authorizing and approving an IGA between the Regional Transportation Authority of Pima County (RTA) and the City of Tucson (City) for Regional Transit Service Improvements for Fiscal Year 2021 (FY21); and declaring an emergency.

- h. BOARDS, COMMITTEES, AND COMMISSIONS: EXTENDING THE TERM OF SERVICE FOR THE TRANSIT TASK FORCE; AMENDING RESOLUTION 21023 (CITY WIDE) MAY19-20-142

Resolution No. 23179 relating to Boards and Commissions; extending the term of the Transit Task Force to June 2, 2021; amending Section 7 of Resolution No. 21023; and declaring an emergency.

- i. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH ROY H. ROGERS FOUNDATION, LLC, OWNER OF PARCEL 140-01-026A, FOR WATER SERVICE (WARD 4 AND OUTSIDE CITY) MAY19-20-143

Resolution No. 23170 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 Roy H. Rogers Foundation, LLC, owner of parcel 140-01-026A.

- j. EMPLOYEE BENEFITS: ADOPTION OF FISCAL YEAR 2021 TUCSON SUPPLEMENTAL RETIREMENT SYSTEM EMPLOYER AND EMPLOYEE CONTRIBUTION RATES (CITY WIDE) MAY19-20-146

Ordinance No. 11752 relating to the Tucson Supplemental Retirement System; amending the Tucson Code Section 22-34(B), Member Contributions, Variable Contribution Rates; setting an effective date and declaring an emergency.

k. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR STREET NAMING AND ADDRESSING SERVICES (CITY WIDE) MAY19-20-144

Resolution No. 23171 relating to Addressing and Street Naming; approving execution of the second Amendment to an Intergovernmental Agreement (IGA) between the City of Tucson (City) and Pima County for street name and addressing services; and setting an effective date.

It was moved by Vice Mayor Cunningham, duly seconded, and passed by a roll call vote of 7 to 0, that Consent Agenda Items a – k be passed and adopted, and the proper action taken.

8. PUBLIC HEARING: SUBSTANTIAL AMENDMENT TO THE 2019 ANNUAL ACTION PLAN IN RESPONSE TO THE COVID-19 PANDEMIC (CITY WIDE) MAY19-20-145

Mayor Romero announced City Manager's communication number 145, dated May 19, 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 a Substantial Amendment to the 2019 Annual Action Plan in response to the COVID-19 Pandemic to include funding provided to the City of Tucson by the Department of Housing and Urban Development as a result of the passage of the CARES Act.

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 the item.

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.

Mayor Romero asked the City Clerk to read Resolution 23172 by number and title only.

Resolution No. 23172 relating to Public Housing; approving the Substantial Amendment to the 2019 Annual Action Plan in response to the COVID-19 Pandemic; and declaring an emergency.

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 23172.

9. PUBLIC HEARING: APPROVING THE CITY OF TUCSON CONSOLIDATED PLAN, INCLUDING THE ANNUAL ACTION PLAN AND THE ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING (CITY WIDE AND OUTSIDE CITY) MAY19-20-147

Mayor Romero announced City Manager's communication number 147, dated May 19, 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 City of Tucson/Pima County five year HUD Consolidated Plan, 2020 Analysis of Impediments to Fair Housing Choice, and Federal FY2020 HUD Annual Action Plan. She said the public hearing was scheduled to last for no more than one hour and speakers were limited to five minute presentations.

Marianne Scott expressed concerns regarding impediments and barriers to fair housing because of her daughter who has a disability. She expressed concern over suitable housing and highlighted safety and issues of financial stability. She said fairness and equity were the lenses that she was asking the council to look through when addressing the issues of housing for those with disabilities.

Mayor Romero stated for the record, that comment cards were received by Tom Litwicki, Old Pueblo Community Services and Hannah Woelke, DIRECT Center for Independence regarding accessibility and housing availability; Hailey Thoman, Associate Director of DIRECT Center for Independence, regarding ADA accessibility and not enough units to support people with disabilities; Steve Fristoe from DIRECT Center for Independence, noting the same concerns; and Marianne Scott regarding not enough units to support people with disabilities.

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 Romero asked the City Clerk to read Resolution 23174 by number and title only.

Resolution No. 23174 relating to Public Housing; approving the City of Tucson/Pima County FY 2020 - FY 2024 five-year Consolidated Plan, including the City FY2020 Annual Action Plan and the Analysis of Impediments to Fair Housing; and declaring an emergency.

It was moved by Council Member Durham, duly seconded, and passed by a roll call vote of 7 to 0, to pass and adopt Resolution 23174.

10. PERSONNEL MATTERS: REAPPOINTMENT OF THE CITY ATTORNEY

Mayor Romero announced City Manager's communication number 148, dated May 19, 2020, was received into and made part of the record. She asked the City Clerk to read Ordinance 11754 by number and title only.

Ordinance No. 11754 relating to the City Attorney; appointing the City Attorney approving extension of Employment Agreement; and declaring an emergency.

It was moved by Council Member Lee, duly seconded, to pass and adopt Ordinance 11754.

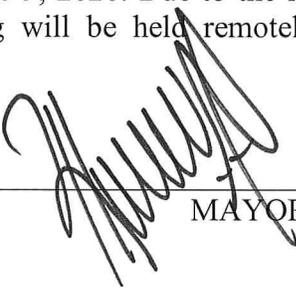
Mayor Romero, Vice Mayor Cunningham, and Council Members Fimbres and Santa Cruz thanked Mike Rankin, City Attorney, for his service and dedication.

Mike Rankin, City Attorney, thanked his wife Carolina and acknowledged her sacrifices in supporting him.

Ordinance 11754 was declared passed and adopted by a roll call vote of 7 to 0.

11. ADJOURNMENT: 6:54 p.m.

Mayor Romero announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, June 9, 2020. Due to the impacts of the impacts of the COVID-19 pandemic, this meeting will be held remotely through technological means, as permitted under Arizona law.



MAYOR

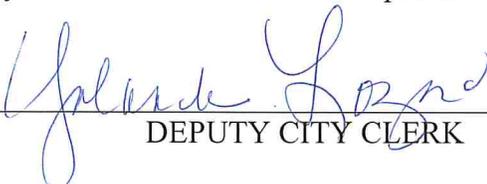
ATTEST:



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 May 2020, and do hereby certify that it is an accurate transcription.



DEPUTY CITY CLERK

RWR:rg:km