



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on March 7, 2023.

Date of Meeting: June 7, 2022

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 5:48 p.m., on Tuesday, June 7, 2022, 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
Paul Cunningham
Kevin Dahl
Nikki Lee
Steve Kozachik
Regina Romero

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

Absent/Excused:

Richard G. Fimbres

Council Member Ward 5

Staff Members Present:

Michael J. Ortega
Michael Rankin
Suzanne Mesich

City Manager
City Attorney
City Clerk

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

a. INVOCATION

The invocation was given by Pastor Grady Scott, Grace Temple Baptist Church.

b. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was presented by the entire assembly.

c. PRESENTATIONS:

1. Mayor Romero proclaimed the month of June 19, 2022, to be "Juneteenth: America's Second Independence Day." Larry Starks, Rose Taulton, Jack Anderson, Bob and Beverly Elliott, Kevin Woodard, Xavi Ramirez, Michael Brasher, Mariah Harvey, Kendal Washington-White, Brian Lawrence, Stacey Sanders, and Sadie Shaw accepted the proclamation.
2. Pastor Grady Scott presented Council Member Fimbres with a Plaque of Appreciation. Mark Kerr, Chief of Staff, Ward 5 Council Office accepted the Plaque on Council Member Fimbres' behalf.

d. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Romero announced City Manager's communication number 149, dated June 7, 2022, 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 Dahl, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Fimbres absent/excused), to approve the appointments of Anne Lopez to the Public Art and Community Design Committee (PACDC) and Joanna Carr to the Equitable Housing and Development (CEHD).

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

There were none.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Romero announced City Manager's communication number 145, dated June 7, 2022, 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, Vice Mayor Santa Cruz, and Council Members Cunningham, Dahl, Lee, and Kozachik.

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 146, dated June 7, 2022, 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 147, dated June 7, 2022, 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. Seasons and Reasons, Ward 6
City#33-22 Series: 12
Agent: Mamusu Gail Tinson
Address: 5870 E. Broadway Blvd.
Action must be taken by: June 13, 2022

This application is not in compliance with Planning Development Services Department or the City of Tucson.

One letter of support submitted.

2. Noodles, Ward 6
City#34-22 Series: 12
Agent: Jared Michael Repinski
Address: 1730 E. Speedway Blvd.
Action must be taken by: June 19, 2022

This application is not in compliance with the Planning Development Services Department.

3. Brew Station, Ward 2
City#36-22 Series: 7
Agent: Thomas Robert Aguilera
Address: 128 S. Kolb Rd.
Action must be taken by: July 2, 2022
4. Mountain Mikes Pizza, Ward 3
City#37-22 Series: 12
Agent: Kevin Arnold Kramber
Address: 4362 N. Oracle Rd. #112
Action must be taken by: July 9, 2022

Person/Location Transfer(s)

NOTE: State law provides that for a person and location transfer, Mayor and Council may consider both the applicant's capability, qualifications, reliability and location issues. (A.R.S. Section 4-203; R19-1-102)

5. '81 Barbers, Ward 1
City#35-22 Series: 7
Agent: Kevin Arnold Kramber
Address: 160 S. Avenida Del Convento #160
Action must be taken by: June 19, 2022

c. Special Event(s)

1. Tucson Independent Restaurant Alliance Inc., Ward 6
City#T29-22
Agent: Mathew J. Cable
Address: 3011 E. Speedway Blvd.
Purpose: Culinary event pizza throwdown
Event Date: June 25, 2022
2. Tucson Celtic Festival Association, Ward 1
City#T30-22
Agent: Angela Nelson
Address: 993 S. Freeway
Purpose: 4th of July Celebration
Event Date: July 4, 2022

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. Coronado Market, Ward 3
City#AC8-22 Series: 9
Agent: Cuong Huu Le
Address: 3154 N. Stone Ave.
Action must be taken by: June 16, 2022
2. Wildcat Drive Thru Liquors, Ward 3
City#AC9-22 Series: 9
Agent: Lynette Marie Dominquez
Address: 1202 N. Stone Ave.
Action must be taken by: June 25, 2022

This application is not in compliance with the City of Tucson

It was moved by Council Member Cunningham, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Fimbres absent/excused), to forward Items 5b1 through 5b5, 5c1 through 5c2 and 5d1 through 5d2, to the State Liquor Board with a recommendation of 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:

Michael Cajero
Richard Laguna

Allen Benz
Kathy Gardner

Jennifer Allen

Mayor Romero requested the City Manager to follow up with Mr. Laguna.

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 J

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. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR TRANSPORTATION FUNDING FOR THE SUNSET ROAD - SILVERBELL RD TO RIVER RD IMPROVEMENT PROJECT (WARD 3) JUN07-22-155

Resolution No. 23469 relating to Intergovernmental Agreements (IGA) and Transportation; authorizing and approving first amendment to Intergovernmental Agreement with Pima County for additional funding for construction efforts necessary for Phase 2 of the Sunset Road, Silverbell to River Road Improvement Project; and declaring an emergency.

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

- b. MEMORANDUM OF UNDERSTANDING AMENDMENT: WITH PIMA ASSOCIATION OF GOVERNMENT OF PIMA COUNTY (PAG) FOR REGIONAL TRAFFIC SIGNAL PROGRAM EQUIPMENT (WARDS 1, 2, 4, 5, AND 6) JUN07-22-150

Resolution No. 23475 relating to Memoranda of Understandings (MOUS) and Transportation; authorizing and approving an amendment to the MOU between the Pima Association of Governments (PAG) and the City of Tucson (City) for the regional traffic signal program and equipment; and declaring an emergency.

- c. INTERGOVERNMENTAL AGREEMENT: WITH CITY OF PHOENIX FOR INTERNET CRIMES AGAINST CHILDREN (ICAC) GRANT FUNDING (CITY WIDE) JUN07-22-161

Resolution No. 23476 relating to Police; authorizing and approving an Intergovernmental Agreement (IGA) between the Phoenix Police Department (PPD) and the Tucson Police Department (TPD) supporting the Arizona Internet Crimes Against Children (ICAC) task force; and declaring an emergency.

- d. FINAL PLAT: (S21-082) ALTA LINDA AT STARR PASS, LOTS 1 THROUGH 20, COMMON AREAS "A1", "B1" - "B5", "C1" - "C2" AND "D-1" (WARD 1) JUN07-22-148

- e. HOUSING AND COMMUNITY DEVELOPMENT: APPROVING THE AFFORDABLE HOUSING IMPACT FEE SUBSIDY REQUEST FOR NEWPORT AT THE RODEO (WARD 5) JUN07-22-156

Resolution No. 23473 relating to Affordable Housing; authorizing and approving an Affordable Housing Impact Fee Subsidy for Newport at the rodeo; and declaring an emergency.

- f. LABOR AGREEMENT EXTENSION: WITH THE TUCSON FIREFIGHTERS ASSOCIATION (TFFA) (CITY WIDE) JUN07-22-157

Resolution No. 23474 relating to Employee Relations; authorizing and approving the extension of the existing 2020-2022 Labor Agreement between the City of Tucson and the Tucson Firefighters Association (“TFFA”) (International Association of Firefighters, Local 479) for an additional 60-day period; and declaring an emergency.

(This item was considered separately at the request of staff.)

- g. RESOLUTION: SUPPORTING THE CONSTITUTIONALLY PROTECTED RIGHT TO ABORTION SERVICES; OPPOSING THE SUPREME COURT DRAFT OPINION IN DOBBS V. JACKSON; DENOUNCING ARIZONA LAWS CRIMINALIZING ABORTION SERVICES; AND AUTHORIZING THE CHIEF OF POLICE TO REVISE GENERAL ORDERS TO PROTECT THE WELL-BEING OF PREGNANT PEOPLE (CITY WIDE AND OUTSIDE CITY) JUN07-22-159

Resolution No. 23477 relating to reproductive Health Care; declaring Mayor and Council’s opposition to the draft opinion in Dobbs V. Jackson Women’s Health Organization; denouncing Senate Bill 1164 and other provisions of Arizona Law Criminalizing Abortion; supporting the Constitutional Rights of pregnant persons including their access to reproductive Health Care and Abortions; supporting and authorizing revisions to the Tucson Police Department’s general orders; and declaring an emergency.

(This item was considered separately at the request of Mayor Romero.)

- h. FINANCE: REALLOCATION OF FUNDS FROM COUNCIL OFFICES BUDGET SURPLUS (CITY WIDE) JUN07-22-166

Resolution No. 23478 relating to finance: approving the expenditure of budgeted Ward Office funds for programs and projects including lighting, traffic mitigation, various safety improvements, emergency rent and utility assistance, and flexible funds to assist persons coming out of homelessness, in Wards 2, 3, 4, 5, and 6; and declaring an emergency.

- i. INTERGOVERNMENTAL AGREEMENT: COMMUNITY SERVICE OFFICER CERTIFICATION PROGRAM AND INTERNSHIPS

(This item has been continued at request of staff.)

- j. INTERGOVERNMENTAL AGREEMENT BETWEEN PIMA COUNTY AND THE CITY OF TUCSON FOR PIMA COUNTY SAFETY AND JUSTICE CHALLENGE (CITY WIDE) JUN07-22-162

Resolution No. 23479 relating to Intergovernmental Agreements (IGA); approving and authorizing the execution of the IGA between Pima County and the City of Tucson for the Pima County Safety and Justice Challenge; and declaring an emergency.

It was moved by Council Member Lee, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to pass and adopt Consent Agenda Items a – j, with the exception of Items a, f and g, which were considered separately and Item j, which was continued at the request of staff, be passed and adopted and the proper action taken.

7. CONSENT AGENDA – ITEM A

- a. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR TRANSPORTATION FUNDING FOR THE SUNSET ROAD - SILVERBELL RD TO RIVER RD IMPROVEMENT PROJECT (WARD 3) JUN07-22-155

Resolution No. 23469 relating to Intergovernmental Agreements (IGA) and Transportation; authorizing and approving first amendment to Intergovernmental Agreement with Pima County for additional funding for construction efforts necessary for Phase 2 of the Sunset Road, Silverbell to River Road Improvement Project; and declaring an emergency.

Suzanne Mesich, City Clerk, announced the item being considered separately was Item a at the request of Council Member Dahl.

Council Member Dahl expressed his approval that the City was working with Pima County to increase the scope of the RTA project. Although, he pointed out a discrepancy as the RTA Board was seeking additional public involvement on the First Avenue project, narrowing the scope. Council Member Dahl claimed that the treatment of these two scope changes in the RTA was not right, a sentiment shared by residents.

It was moved by Council Member Dahl, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused) to pass and adopt Consent Agenda Item a.

7. CONSENT AGENDA – ITEM F

- f. LABOR AGREEMENT EXTENSION: WITH THE TUCSON FIREFIGHTERS ASSOCIATION (TFFA) (CITY WIDE) JUN07-22-157

Resolution No. 23474 relating to Employee Relations; authorizing and approving the extension of the existing 2020-2022 Labor Agreement between the City of Tucson and the Tucson Firefighters Association (“TFFA”) (International Association of Firefighters, Local 479) for an additional 60-day period; and declaring an emergency.

Suzanne Mesich, City Clerk, announced the next item being considered separately was Item f at the request of staff.

Mayor Romero explained this item was considered separately to add additional language to ensure that the agreement is active retroactively to July 1.

It was moved by Council Member Cunningham, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused) to pass and adopt Consent Agenda Item f.

7. CONSENT AGENDA – ITEM G

- g. RESOLUTION: SUPPORTING THE CONSTITUTIONALLY PROTECTED RIGHT TO ABORTION SERVICES; OPPOSING THE SUPREME COURT DRAFT OPINION IN DOBBS V. JACKSON; DENOUNCING ARIZONA LAWS CRIMINALIZING ABORTION SERVICES; AND AUTHORIZING THE CHIEF OF POLICE TO REVISE GENERAL ORDERS TO PROTECT THE WELL-BEING OF PREGNANT PEOPLE (CITY WIDE AND OUTSIDE CITY) JUN07-22-159

Resolution No. 23477 relating to reproductive Health Care; declaring Mayor and Council’s opposition to the draft opinion in Dobbs V. Jackson Women’s Health Organization; denouncing Senate Bill 1164 and other provisions of Arizona Law Criminalizing Abortion; supporting the Constitutional Rights of pregnant persons including their access to reproductive Health Care and Abortions; supporting and authorizing revisions to the Tucson Police Department’s general orders; and declaring an emergency.

Suzanne Mesich, City Clerk, announced the last item being considered separately was Item g at the request of staff.

Mayor Romero stated that she began working with the City Attorney, Chief of Police, and Pima County Attorney on this item since she did not want to wait after the official Supreme Court decision on Dobbs v. Jackson. The leaked Supreme Court document on the case spurred the decision to have something in writing to protect those seeking abortion in Tucson.

Mayor Romero continued that if the Supreme Court overturned Roe v. Wade, the previous constitutional right to abortion could now be deliberated by state legislators. She affirmed that this resolution would direct the Chief of Police to revise his general orders to defer complaints involving abortion to the Pima County Attorney or Arizona State Department of Health Services.

Mayor Romero explained that the Arizona State Legislature has already passed measures that obstruct abortion access, which would be implemented if Roe v. Wade was overturned. She emphasized that because of these measures, it was imperative that the City was already prepared to protect abortion access. Mayor Romero then introduced Pima County Attorney Laura Conover to explain how the City and County can collaborate on this issue.

Pima County Attorney Conover thanked Mayor Romero, the Council, City Attorney Mike Rankin, and Chief of Police Chad Kasmar for their efforts in protecting abortion access. She reported that her partners with Pima County also intended on doing the same with the City in protecting abortion access.

Vice Mayor Santa Cruz affirmed that protecting the right to abortion is the job of the Council. She expressed that after the many years of work towards ensuring equitable and affordable abortion care, it was devastating that the decision could be reversed.

It was moved by Vice Mayor Santa Cruz, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused) to pass and adopt Consent Agenda Item g.

8. PUBLIC HEARING: ZONING (C9-19-21) 375 S. STONE, C-3 AND HC-3, MAJOR CHANGE OF CONDITIONS AND PRELIMINARY SITE PLAN, ORDINANCE ADOPTION (WARD 6) JUN07-22-152

Mayor Romero announced City Manager's communication number 152, dated June 7, 2022, 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 proposed amendment to the Major Change of Condition and Preliminary Site Plan to a previously approved rezoning case.

Mayor Romero asked if the applicant or representative was present and agreeable to the proposed requirements.

Keri Silvyn, representative of the applicant, was present and stated they were agreeable to the conditions.

Mayor Romero said 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.

Council Member Kozachik clarified that this zoning case was the Stone and 14th Street Project, not a different proposal in the area.

Comments were made by:

John Burr

Martha McClements

Etoile Wichnevetzki

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

Mayor Romero asked the City Clerk to read Ordinance 11933 by number and title only.

Ordinance No. 11933 relating to zoning: amending Ordinance No. 11721 adopted January 28, 2020, by Mayor and Council for a major change of condition and preliminary site plan in the area located near S Stone Avenue and E 14th Street in case C9-19-21, 375 S Stone, C-3 and HC-3 and setting an effective date.

Discussion ensued.

Ms. Silvyn responded to Council Member Kozachik's questions regarding utilization of HUD funding in relation to market rate pricing and the project's relationship to other development projects nearby.

It was moved by Council Member Kozachik, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to pass and adopt Ordinance 11933.

9. PUBLIC HEARING: FISCAL YEAR 2022/23 BUDGET AS TENTATIVELY ADOPTED (CITY WIDE) JUN07-22-158

Mayor Romero announced City Manager's communication number 158, dated June 7, 2022, 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 fiscal year 2022/23 budget as tentatively adopted.

Mayor Romero said 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.

Comments were made by Riley Merline and Kylie Walzak.

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

AT THIS TIME THE MAYOR AND COUNCIL RECESSED THE REGULAR MEETING AND CONVENED A SPECIAL MEETING FOR THE PURPOSE OF THE BUDGET ADOPTION

RECESS: 7:17 p.m.

RECONVENE: 7:19 p.m.

MAYOR AND COUNCIL: All Present (Council Member Fimbres absent/excused)

STAFF: All Present

10. ZONING: (C9-20-01) NAIFEH – 22ND STREET, R2 AND C-2 TO I-2, CITY MANAGER’S REPORT (WARD 5) JUN07-22-151

Mayor Romero announced City Manager's communication number 151, dated June 7, 2022, was received into and made part of the record. She asked the applicant or representative of the applicant if they were agreeable to the conditions.

Michael Naifeh, the applicant, was agreeable. Mr. Naifeh thanked Council Member Fimbres for his aid in gathering public opinion. He also stated that he will remove the billboard as requested by neighbors and City staff.

It was moved by Council Member Cunningham, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Fimbres absent/excused), to authorize the request for rezoning as recommended by the Zoning Examiner.

11. ZONING: (C9-22-01) PALOMAR ADDITION – ALVERNON AND 22ND, O-3 AND R-2 TO C-2, CITY MANAGER’S REPORT (WARD 6) JUN07-22-153

Mayor Romero announced City Manager's communication number 153, dated June 7, 2022, was received into and made part of the record. She asked the applicant or representative of the applicant if they were agreeable to the conditions.

Keri Silvyn, representative of the applicant, was agreeable to the conditions.

It was moved by Council Member Kozachik, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Fimbres absent/excused), to approve the request for rezoning as recommended by the Zoning Examiner.

12. FINANCE: FIXING, LEVYING, AND ASSESSING THE PRIMARY AND SECONDARY PROPERTY TAXES FOR FISCAL YEAR 2022/23 (CITY WIDE) JUN07-22-164

Mayor Romero announced City Manager's communication number 164, dated June 7, 2022, was received into and made part of the record. She asked the City Clerk to read Ordinance 11921 by number and title only.

Ordinance No. 11921 relating to Taxation; Fixing, Levying, and Assessing Primary and secondary Property Taxes for the City of Tucson upon the assessed valuation of the property within the City of Tucson subject to taxation, each in a certain sum upon each one hundred dollars of valuation, sufficient to raise the amount estimated to be required in the annual budget, less the amounts estimated to be received from other sources of revenue and unencumbered balances from the previous fiscal year; providing funds for various purposes, all for the fiscal year ending June 30, 2023; and declaring an emergency.

It was moved by Council Member Dahl, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to pass and adopt Ordinance 11921.

13. CITY ADMINISTRATION: APPROVING THE APPOINTMENT OF JOHN KMIEC AS THE WATER DEPARTMENT DIRECTOR (CITY WIDE) JUN07-22-160

Mayor Romero announced City Manager's communication number 160, dated June 7, 2022, was received into and made part of the record. She asked the City Clerk to read Resolution 11934 by number and title only.

Ordinance No. 11934 relating to Tucson Water, approving the appointment of John Kmiec as the Director of the Tucson Water Department and fixing compensation; setting an effective date and declaring an emergency.

The Council expressed their excitement about Mr. Kmiec's appointment.

It was moved by Council Member Cunningham, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to pass and adopt Ordinance 11934.

15. UNRESOLVED EMPLOYEE DISPUTES RELATING TO THE ANNUAL COMPENSATION PLAN; REQUEST FOR WAGE DISPUTE ARBITRATION BY THE TUCSON POLICE OFFICERS ASSOCIATION (TPOA) (CITY WIDE) JUN07-22-165

(This item was taken out of order at the request of Mayor Romero.)

Mayor Romero announced City Manager's communication number 165, dated June 7, 2022, was received into and made part of the record. She asked the City Attorney for guidance on how to approach this item.

Mike Rankin, City Attorney, explained that the adoption of the compensation plan was not dependent on resolving the wage dispute. Rather, wage disputes and arbitration are resolved through a charter process. In this process, a three-member arbitration committee is formed, comprised of one TPOA-appointed representative, a Council member appointed by the Mayor, and a third person who is mutually selected or selected

from a mediator list. This committee then schedules a meeting to hear from both sides and make an advisory written recommendation to the Mayor and Council based off the merits of the dispute.

Mayor Romero then asked what the appropriate direction would be.

Mr. Rankin advised that TPOA should have an opportunity to describe their dispute and indicate if they intend to move forward with the process.

Mayor Romero invited one of the TPOA representatives to speak.

Don Jorgenson, Tucson Police Officers Association (TPOA) President, made introductory comments. He expressed that the historic process for determining a compensation plan did not work this time since they lacked the ability to collaborate and share their voice. He emphasized that they were not asking for special treatment for police, but rather they want to be a part of a sustainable process and mitigate a large financial burden for the City in the future. He continued by explaining that the Tucson Police Department was out-of-market and that the proposed compensation plan is not competitive. The disparity between pay and officer workload led to difficulties in hiring and attrition.

Council Member Kozachik asked the if the arbitration committee would deliberate over if the correct process was followed or if TPD was at market rate.

Mr. Rankin answered that the committee would only deliberate if the compensation wage schedules remained competitive.

It was moved by Council Member Kozachik, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to proceed with the City Manager's recommendation on the next steps of the process.

14. FINANCE: ADOPTION OF FISCAL YEAR 2023 COMPENSATION PLAN AND SCHEDULES, ORDINANCE ADOPTION (CITY WIDE) JUN07-22-154

Mayor Romero announced City Manager's communication number 154, dated June 7, 2022, was received into and made part of the record. She asked the City Clerk to read Ordinance 11935 by number and title only.

Ordinance No. 11935 relating to Compensation Plan; Tucson Code Chapter 10, Civil Service- Human Resources, Article II, Compensation Plan, Section 10-31, Adopting Salary Schedules for Fiscal Year 2023; Implementing Section 10-31; Ratifying, Reaffirming and Reenacting Section 10-31(7), Providing Percentages for Calculation of Compensation From Salary Schedules for Employees In Specified Assignment Positions; Section 10-31(8), Payment for Uniform Maintenance; Section 10-33, Language Communication Compensation; Section 10-33.1, Proficiency Pay for Commissioned Police Personnel and Community Service Officers Certified as Bilingual Users of

American Sign Language (ASL) Or Spanish; Section 10-34, Incentive Pay for Fire Prevention Inspectors; Section 10-34.1, Assignment and Incentive Pay for Maintaining Paramedic Certification and Working as Paramedics; Section 10-35, Fire Battalion Chief Call Back Shift Pay; Section 10-41, Premium Pay; Section 10-47, Referral Compensation for Recruiting Commissioned Police and Fire Personnel, Public Safety Communications Personnel, and Certain Information Technology Personnel; Section 10-48 Supplement to Military Pay; Section 10-49, Holiday and Boi Pay for Commissioned Officers of the Tucson Police Department for the Position of Lieutenant and Assignment Positions of Captain and Assistant Chief; Section 10-52, Longevity Compensation Plan; Section 10-53, Pipeline Protection Program; Compensation; Section 10-53.1, Permanent and Probationary City Civil Service Employees and Elected Officials and Appointed Employees Downtown Allowance; Section 10-53.2, Maintenance Management Program, Assignment and Incentive Pay Compensation; Section 10-53.3, Career Enhancement Program (Cep) Incentive Pay for Commissioned Police Personnel Through Rank of Captain; 10-53.5, Honor Guard Assignment Pay for Fire Commissioned Personnel; Section 10-53.7, Certified Crane Operator Assignment and Incentive Pay Program; Section 10-53.8, Certified Compressed Natural Gas Inspector Assignment and Incentive Pay Program; and Section 10-53.9, Tool Enhancement Allowance; all as Part of Implementation of the Annual Compensation Plan for Fiscal Year 2023; and Declaring an Emergency.

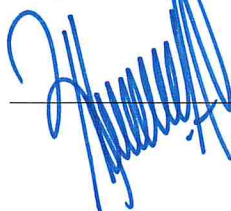
It was moved by Council Member Cunningham, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Fimbres absent/excused), to pass and adopt Ordinance 19935.

15. UNRESOLVED EMPLOYEE DISPUTES RELATING TO THE ANNUAL COMPENSATION PLAN; REQUEST FOR WAGE DISPUTE ARBITRATION BY THE TUCSON POLICE OFFICERS ASSOCIATION (TPOA) (CITY WIDE) JUN07-22-165

(NOTE: This item was taken out of order and discussed after Item #13.)

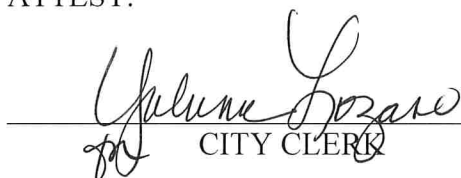
16. ADJOURNMENT: 7:51 p.m.

Mayor Romero announced the next regularly scheduled meeting of the Mayor and Council would be held on July 12, 2022, at or after 5:30 p.m., in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.



MAYOR

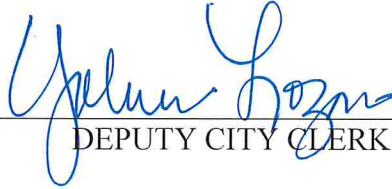
ATTEST:



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 7th day of June 2022, and do hereby certify that it is an accurate transcription.



Yveline Lopez

DEPUTY CITY CLERK

SM:af:yl