



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on February 7, 2023.

Date of Meeting: May 3, 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 5:33 p.m., on Tuesday, May 3, 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
Richard G. Fimbres
Steve Kozachik

Vice Mayor, Council Member Ward 1
Council Member Ward 2
Council Member Ward 3
Council Member Ward 4
Council Member Ward 5 (electronic attendance)
Council Member Ward 6

Absent/Excused:

None

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 Yolanda Lozano, Chief Deputy City Clerk, City Clerk's Office.

b. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was presented by the entire assembly.

c. PRESENTATIONS:

1. Mayor Romero proclaimed May 9th through 13th, 2022 to be "National Economic Development Week". Barbra Coffee, Economic Initiatives Department Director, accepted the proclamation

d. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Romero announced City Manager's communication number 111, dated May 3, 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 Fimbres, duly seconded and carried by a voice vote of 7 to 0, to approve the appointment of Georgia Wise to the Veterans' Affairs Committee (VAC).

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

There were no personal appointments made at this time.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Romero announced City Manager's communication number 112, dated May 3, 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 Romero, Council Members Cunningham, Dahl, Lee, Fimbres, and Kozachik.

A recording of this item is available from the City Clerk's Office for ten years from the date of this

4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS

Mayor Romero announced City Manager's communication number 113, dated May 3, 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.

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.

10. CITY MAGISTRATE: APPOINTMENT OF CITY MAGISTRATE AND FIXING COMPENSATION (CITY WIDE) MAY03-22-122

(This item was taken out of order.)

Mayor Romero announced City Manager's communication number 122, dated May 3, 2022, was received into and made part of the record. She asked the City Clerk to read Ordinance 11926 by number and title only.

Ordinance No. 11926 relating to City Magistrates; appointing a City Magistrate of the City of Tucson to fill a vacancy resulting from the retirement of Judge Susan Q. Shetter; fixing compensation; and declaring an emergency.

It was moved by Council Member Cunningham, duly seconded, and passed by a roll call vote of 7 to 0, to appoint Kate Bouche Verenna as City Magistrate.

(NOTE: Council Member Lee departed at 6:07 p.m.)

5. LIQUOR LICENSE APPLICATIONS

Mayor Romero announced City Manager's communication number 114, dated May 3, 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. Plazita Mexico Cafe, Ward 2
City#21-22 Series: 12
Agent: Elizabeth Sanchez

Address: 20 N. Sarnoff Dr.
Action must be taken by: May 20, 2022

2. First Watch Restaurant #216, Ward 2
City#22-22 Series: 12
Agent: Joanne Karen Feinstein
Address: 4775 E. Grant Rd.
Action must be taken by: May 23, 2022
3. First Watch Restaurant #217, Ward 3
City#23-22 Series: 12
Agent: Joanne Karen Feinstein
Address: 5055 N. Oracle Rd.
Action must be taken by: May 23, 2022
4. First Watch Restaurant #218, Ward 2
City#24-22 Series: 12
Agent: Joanne Karen Feinstein
Address: 7189 E. Speedway Blvd.
Action must be taken by: May 23, 2022
5. First Watch Restaurant #219, Ward 6
City#25-22 Series: 12
Agent: Joanne Karen Feinstein
Address: 5350 E. Broadway Blvd. #102
Action must be taken by: May 23, 2022
6. Nattha's Bann Thai Asian, Ward 2
City#27-22 Series: 12
Agent: Eric Tom Christopher Post
Address: 6970 E. 22nd St. #100
Action must be taken by: May 28, 2022
7. Bumsted's, Ward 1
City#20-22 Series: 12
Address: 1003 N. Stone Ave.
Agent: Scot William Shuman
Action must be taken by: May 9, 2022

This application is not in compliance with Tucson Police Department

Owner/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)

8. Gopuff, Ward 5
 City#26-22 Series: 9
 Agent: Andrea Dahlman Lewkowitz
 Address: 1665 E. 18th St. #104
 Action must be by: May 26, 2022

c. Special Event(s)

1. Sacred Heart Parish, Ward 3
 City#T27-22
 Agent: Gonzalo Villegas
 Address: 601 E. Fort Lowell Rd.
 Purpose: Parish Fundraising
 Event Date: May 21, 2022

d. Agent Change/Acquisition of Control/Restructure

NOTE: There are no application(s) for agent changes scheduled for this meeting.

It was moved by Council Member Fimbres, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Lee absent/excused), to forward Items 5b1 through 5b6, 5b8, and 5c1 to the State Liquor Board with a recommendation of approval.

5. LIQUOR LICENSE APPLICATIONS

b. Liquor License Application(s)

New License(s)

7. Bumsted's, Ward 1
 City#20-22 Series: 12
 Address: 1003 N. Stone Ave.
 Agent: Scot William Shuman
 Action must be taken by: May 9, 2022

This application is not in compliance with Tucson Police Department

It was moved by Vice Mayor Santa Cruz, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Lee absent/excused), to forward Item 5b8 to the State Liquor Board with a No Recommendation.

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: (List speakers by name in three columns)

Stu Williams	Gayle Hartmann	Owen McKinley
Suzanne Schafer	Charles Allen	George Hurd
Tanner Bowles		

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 (CITY WIDE) MAY03-22-115
- b. TUCSON CODE: AMENDING (CHAPTER 16) RELATING TO CONSOLIDATION AND RENUMBERING OF PRECINCT CITY WARDS BY THE PIMA COUNTY BOARD OF SUPERVISORS (CITY WIDE) MAY03-22-118

Ordinance No. 11925 relating to City of Tucson Wards; amending Tucson Code Section 1-19 so that its listing of the precincts comprising each City Ward reflects the most recent consolidation and renumbering of precincts by the Pima County Board of Supervisors in February 2022; and declaring an emergency.

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

- c. TUCSON CODE: AMENDING (CHAPTER 20) MOTOR VEHICLES AND TRAFFIC, RELATING TO SPEED LIMITS ON VARIOUS BICYCLE BOULEVARDS; REPEALING ORDINANCE 11420 (CITY WIDE) MAY03-22-116

Ordinance No. 11924 relating to Motor Vehicles and Traffic; repealing Ordinance No. 11420 adopted December 20, 2016; designating certain streets or parts of streets as bicycle boulevards where twenty miles per hour speed limit is imposed, pursuant to Chapter 20, Article V, Sections 20-138.2 of the Tucson Code; and declaring an emergency.

- d. INTERGOVERNMENTAL AGREEMENT: WITH THE ARIZONA DEPARTMENT OF PUBLIC SAFETY FOR THE ARIZONA VEHICLE THEFT TASK FORCE (CITY WIDE) MAY03-22-117

Resolution No. 23467 relating to Intergovernmental Agreements (IGA); approving and authorizing execution of an IGA between the Tucson Police Department (TPD) and the State of Arizona on behalf of the Arizona Department of Public Safety (DPS) regarding the Arizona Vehicle Theft Task Force (AVTTF); and declaring an emergency.

- e. HUMAN RESOURCES: DIRECTOR RECOMMENDATION OF ANNUAL COMPENSATION PLAN FOR FISCAL YEAR 2023 (CITY WIDE) MAY03-22-128

- f. FINANCE: AUTHORIZING THE BUSINESS SERVICES DIRECTOR TO SUBMIT THE ANNUAL EXPENDITURE LIMITATION REPORT (AELR) (CITY WIDE) MAY03-22-124

Resolution No. 23464 a Resolution of the City of Tucson, Arizona Mayor and Common Council, designating the Chief Fiscal Officer for officially submitting the Fiscal Year 2021 Expenditure Limitation Report to the Arizona Auditor General

Resolution No. 23465 a Resolution of the City of Tucson, Arizona Mayor and Common Council, designating the Chief Fiscal Officer for officially submitting the Fiscal Year 2022 Expenditure Limitation Report to the Arizona Auditor General

- g. EMPLOYEE BENEFITS: ADOPTION OF FISCAL YEAR 2023 TUCSON SUPPLEMENTAL RETIREMENT SYSTEM EMPLOYER AND EMPLOYEE CONTRIBUTION RATES (CITY WIDE) MAY03-22-125

Ordinance No. 11927 relating to Tucson Supplemental Retirement System (TSRS); Tucson Code Chapter 22, Pensions, Retirement, Group Insurance, Leave Benefits and other Insurance Benefits, Article III, TSRS, Division 1, types of retirement and benefits; amending the Tucson Code Section 22-34(B), member contributions, variable contribution rates; adopting Fiscal Year 2023 (FY23) TSRS employee and employer contribution rates; setting an effective date; and declaring an emergency.

- h. INTERGOVERNMENTAL AGREEMENT: WITH RAYTHEON MISSILE SYSTEMS FOR USE OF THE SOUTHERN ARIZONA LAW ENFORCEMENT TRAINING CENTER (SALETC) (CITY WIDE) MAY03-22-120

Resolution No. 23463 relating to Facilities Use Agreements and the Tucson Police Department; authorizing and approving execution of a Facilities Use Agreement between the City of Tucson on behalf of the Tucson Police Department and Raytheon Missile Systems for use of the Southern Arizona Law Enforcement Training Center, authorizing the Chief of Police to approve and execute similar Use Agreements with other agencies for law enforcement training, and declaring an emergency.

- i. ECONOMIC INITIATIVES: COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY (CEDS) CONSIDERATION AND APPROVAL (CITY WIDE) MAY03-22-126

Resolution No. 23466 relating to Economic Development; authorizing and approving the Comprehensive Economic Development Strategy ("CEDS") for the City of Tucson (the "City"); and declaring an emergency.

It was moved by Council Member Kozachik, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Lee absent/excused), that Consent Items a – i, with the exception of Item b, which was considered separately, be passed and adopted and the proper action taken.

7. CONSENT AGENDA – ITEM B

- b. TUCSON CODE: AMENDING (CHAPTER 16) RELATING TO CONSOLIDATION AND RENUMBERING OF PRECINCT CITY WARDS BY THE PIMA COUNTY BOARD OF SUPERVISORS (CITY WIDE) MAY03-22-118

Ordinance No. 11925 relating to City of Tucson Wards; amending Tucson Code Section 1-19 so that its listing of the precincts comprising each City Ward reflects the most recent consolidation and renumbering of precincts by the Pima County Board of Supervisors in February 2022; and declaring an emergency.

Mayor Romero requested the item be discussed separately. She announced that the City would be doing its redistricting in June/July and Council Members needed to start thinking about who they wanted to represent their wards on the Committee.

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

8. PUBLIC HEARING: APPROVING THE CITY OF TUCSON FISCAL YEAR 2023 ANNUAL ACTION PLAN – PROGRAM YEAR THREE OF THE FIVE YEAR CONSOLIDATED PLAN FISCAL YEAR 2020-2024 (CITY WIDE) MAY03-22-119

Mayor Romero announced City Manager's communication number 119, dated May 3, 2022, was received into and made part of the record. She said this is the time and place legally advertised for a public hearing on the City of Tucson draft FY 2023 Annual Action Plan. She 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 Cunningham, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Lee absent/excused), to close the public hearing.

Mayor Romero asked the City Clerk to read Resolution 23462 by number and title only.

Resolution No. 23462 relating to Public Housing; approving the proposed City of Tucson (City) Annual Action Plan Program year two of the five year consolidated plan for Fiscal Year 2023; authorizing and directing submittal of that plan to the United States Department of Housing and Urban Development (HUD); and declaring an emergency.

It was moved by Council Member Kozachik, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Lee absent/ excused), to pass and adopt Resolution 23462.

9. ZONING: (C9-21-17) BRAKE MASTERS – GRANT ROAD, C-1 TO C-2, ORDINANCE ADOPTION (WARD 6) MAY03-22-127

Mayor Romero announced City Manager's communication number 127, dated May 3, 2022, was received into and made part of the record. She said the request was to rezone property located on the south side of Grant Road, approximately 200 feet west of Swan Road. The preliminary development package (PDP) proposes demolition of a former vehicle inspection facility, and construction of a new auto service repair structure, with use classified as automotive service and repair–major.

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

Jim Egan on behalf of the property owner, Heights Properties LLP, was present and stated they were agreeable to the proposed requirements.

Mayor Romero asked the City Clerk to read Ordinance 11928 by number and title only.

Ordinance No. 11928 relating to Zoning: amending zoning district boundaries in the area located on the south side of Grant Road, approximately 200 feet west of Swan Road in case C9-21-17, Brake - Masters - Grant Road, C-1 to C-2; 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 (Council Member Lee absent/ excused), to approve the request for rezoning as recommended by the Zoning Examiner and pass and adopt Ordinance 11928.

10. CITY MAGISTRATE: APPOINTMENT OF CITY MAGISTRATE AND FIXING COMPENSATION (CITY WIDE) MAY03-22-122

(This item was taken out of order and considered after Item #4).

11. PARKS AND RECREATION: RENAMING PUBLIC REQUEST OF THE TUCSON CONVENTION CENTER EXTERIOR PLAZA AREA TO ALVA B. TORRES PLAZA (WARD 6) MAY03-22-123

Mayor Romero announced City Manager's communication number 123, dated May 3, 2022, was received into and made part of the record.

It was moved by Council Member Kozachik, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Lee absent/ excused), to approve the City Manager's recommendation and rename the Tucson Convention Center Exterior Plaza Area to the Alva B. Torres Plaza.

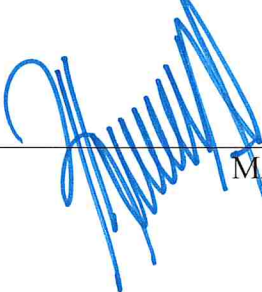
12. PARKS AND RECREATION: RENAMING PUBLIC REQUEST OF THE TUCSON CONVENTION CENTER MUSIC HALL TO LINDA RONSTADT MUSIC HALL (WARD 6) MAY03-22-121

Mayor Romero announced City Manager's communication number 121, dated May 3, 2022, was received into and made part of the record.

It was moved by Council Member Kozachik, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Lee absent/ excused), to approve the City Manager's recommendation and rename the Tucson Convention Center Music Hall to the Linda Ronstadt Music Hall.

13. **ADJOURNMENT:** 6:58 p.m.

Mayor Romero announced the next regularly scheduled meeting of the Mayor and Council would be held on Thursday, May 9, 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 3rd day of May 2022, and do hereby certify that it is an accurate transcription.



DEPUTY CITY CLERK

SM:yl