



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on February 22, 2023.

Date of Meeting: May 19, 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 5:50 p.m., on Thursday, May 19, 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 Father Alan from St. Augustine Cathedral Church

b. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was presented by the entire assembly.

c. PRESENTATIONS:

1. Mayor Romero proclaimed May 2022 to be "Mental Health Month in the City of Tucson."

d. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Romero announced City Manager's communication number 143, dated May 19, 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 Lee, duly seconded, and carried by a voice vote of 7 to 0, to approve the appointments of Trevor Ledbetter and Susan Schippers to the Environmental Services Advisory Committee (ESAC), Val Little to the Citizens' Water Advisory Committee (CWAC) and Darby Davis and Nichole Casebeer to the Landscape Advisory Committee (LAC).

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 129, dated May 19, 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 Mayor Romero, Vice Mayor Santa Cruz, and 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 130, dated May 19, 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 138, dated May 19, 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. Fast Fuel 76, Ward 3
City#28-22 Series: 10
Agent: Owais Muhammed Rana
Address: 3601 N. Oracle Rd.
Action must be taken by: May 28, 2022
2. Culture Market, Ward 6
City#29-22 Series: 10
Agent: Jenny Irene Ammirati
Address: 5450 E. 5th St.
Action must be taken by: May 30, 2022
3. Atala Express, Ward 6
City#30-22 Series: 9
Agent: France Karome Atala
Address: 1051 S. Craycroft Rd.
Action must be taken by: June 2, 2022
4. Mojo Cuban Kitchen and Rum Bar, Ward 3
City#31-22 Series: 12
Agent: Andrea Dahlman Lewkowitz
Address: 1929 E. Grant Rd.
Action must be taken by: June 2, 2022

5. Chuck E. Cheese's #3197, Ward 6
City#32-22 Series: 12
Agent: Ryan Witner Anderson
Address: 3125 E. Speedway Blvd.
Action must be taken by: June 9, 2022

Person 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)

6. Cactus Bowl, Ward 1
City#AC3-33 Series: 6
Agent: Thomas Robert Aguilera
Address: 3665 S. 16th Ave.
Action must be taken by: June 9, 2022
7. Kiwami Ramen Bar, Ward 6
City#AC4-22 Series: 12
Agent: Liang Dong Zhou
Address: 4610 E. Speedway Blvd.
Action must be taken by: May 29, 2022
8. Tucson Bowl, Ward 2
City#AC5-22 Series: 6
Agent: Thomas Robert Aguilera
Address: 7020 E. 21st St.
Action must be taken by: June 9, 2022
9. Fiesta Lanes, Ward 3
City#AC6-22 Series: 6
Agent: Thomas Robert Aguilera
Address: 501 W. River Rd.
Action must be taken by: June 9, 2022
10. Lucky Strike Bowl, Ward 6
City#AC7-22 Series: 6
Agent: Thomas Robert Aguilera
Address: 4015 E. Speedway Blvd.
Action must be taken by: June 9, 2022

c. Special Event(s)

1. Sonoran Desert Mountain Bicyclist, Ward 6
City#T28-22
Agent: Al Lewis
Address: 225 S. 5th Ave.
Purpose: Tucson meet yourself 5k run/ festival
Date of Event: June 4, 2022

d. Agent Change/Acquisition of Control/Restructure

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

It was moved by Council Member Kozachik, duly seconded, and carried by a voice vote of 7 to 0, to forward Items 5b1 through 5b10, and 5c1 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:

Lee Foulkes
Sandra Hinojos
Jesus Mendoza

C J Jones
Abreeza Zegeer

Brett Murphy
Raye Winuh

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 D

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) MAY19-22-139

- b. **BOARDS, COMMITTEES AND COMMISSIONS: APPOINTMENTS TO THE CIVIL SERVICE COMMISSION (CITY WIDE) MAY19-22-133**

Resolution No. 23468 relating to the Civil Service Commission; appointing Michael Emmett Mathieu as a Civil Service Commissioner, to fill the vacancy created by the resignation of Thomas Palomares II, and to serve the remainder of the term that commenced on March 6, 2018 and will expire on March 5, 2024, fixing annual compensation, and declaring an emergency.

- c. **INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR CONTINUATION OF THE CONSORTIUM AGREEMENT AND SUBRECIPIENT AGREEMENT FOR HOME INVESTMENT PARTNERSHIP (CITY WIDE AND OUTSIDE CITY) MAY19-22-131**

Resolution No. 23470 relating to Intergovernmental Agreements (IGA); approving and authorizing an IGA between Pima County and the City of Tucson (City) for continuation of the Pima County Consortium Agreement and entering a Subrecipient Agreement for the HOME Investment Partnership; and declaring an emergency.

- d. **REAL PROPERTY: APPROVING A GROUND SUBLEASE AGREEMENT WITH 22ND STREET LAND, LLC FOR CITY-OWNED PROPERTY AT THE NORTHEAST CORNER OF 22ND STREET AND INTERSTATE 10 (WARD 1) MAY19-22-134**

Ordinance No. 11930 relating to Real Property; authorizing and approving the Ground Sublease Agreement between the City of Tucson (City) and 22nd Street Land, LLC for approximately 2.6 acres of vacant land leased to the City located at the northeast corner of 22nd Street and Interstate 10 (I-10) (Subject Property); and declaring an emergency.

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

- 14. POLICE: RENAMING PUBLIC REQUEST OF THE TUCSON POLICE DEPARTMENT RINCON SUBSTATION TO TUCSON POLICE DEPARTMENT ERIK D. HITE EASTSIDE SUBSTATION (WARDS 2, 4, AND 6) MAY19-22-140**

(This item was taken out of order.)

Mayor Romero announced City Manager's communication number 140, dated May 19, 2022, was received into and made part of the record. She said she wanted to discuss the item with regards to the renaming of the Rincon Substation to the Tucson Police Department Erik D. Hite Eastside Substation.

Comments were made by Mayor Romero, Nohemy Hite, and Chief Chad Kasmar.

Mayor Romero asked the City Clerk to read Resolution 23471 by number and title only.

Resolution No.23471 relating to Tucson Police Department; authorizing and approving the renaming of the Tucson Police Department Rincon Substation to the “Erik D. Hite Eastside Substation”.

It was moved by Council Member Cunningham, duly seconded, and passed by a roll call vote of 7 to 0, to pass and adopt Resolution 23471.

8. PUBLIC HEARING: TRUTH IN TAXATION HEARING FOR THE PRIMARY PROPERTY TAX; NOTICE OF PRIMARY PROPERTY TAX INCREASE (CITY WIDE) MAY19-22-141

Mayor Romero announced City Manager's communication number 141, dated May 19, 2022, was received into and made part of the record. She said this was the time and place legal advertised for a Truth in Property Taxation public hearing. She announced the public hearing was scheduled to last for no more than one hour and speakers were limited to five-minute presentations.

Mayor Romero asked if there was anyone wishing to be heard on this 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 announced that adoption of the Primary and Secondary Property Tax Ordinance was scheduled for June 7, 2022.

9. PUBLIC HEARING: CITY OF TUCSON RECOMMENDED ANNUAL BUDGET FOR FISCAL YEAR 2023 (CITY WIDE) MAY19-22-142

Mayor Romero announced City Manager's communication number 142, dated May 19, 2022, was received into and made part of the record. She said this was the time and place legally advertised for a public hearing on the City Manager's recommended Fiscal Year 2022/23 Budget for the City of Tucson. She announced the public hearing was scheduled to last for no more than one hour and speakers were limited to five-minute presentations.

Mayor Romero asked if there was anyone wishing to be heard on this item.

There was no one.

It was moved by Council Member Cunningham, 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 23457 by number and title only.

Resolution No. 23457 relating to Finance; adopting a Tentative Budget for the 2022/23 Fiscal Year and fixing times and places, confirming time and place to conduct a public hearing on said Budget, to adopt the final budget in a special meeting, to fix time and place to determine the primary and secondary Tax Levies for said fiscal year

It was moved by Council Member Cunningham, duly seconded, and passed by a roll call vote of 7 to 0, to pass and adopt Resolution 23457.

10. FINANCE: TENTATIVE ADOPTION OF THE FISCAL YEAR 2022 BUDGET (CITY WIDE) MAY19-22-143

Mayor Romero announced City Manager's communication number 143, dated May 19, 2022, was received into and made part of the record. She asked the City Clerk to read Resolution 23456 by number and title only.

Resolution No. 23456 relating to Finance; adopting a tentative budget for the 2022/23 Fiscal Year and fixing times and places, confirming time and place to conduct a Public Hearing on said budget, to adopt the final budget in a special meeting, to fix time and place to determine the primary and secondary Tax Levies for said Fiscal Year

It was moved by Council Member Cunningham, duly seconded, and passed by a roll call vote of 7 to 0, to pass and adopt Resolution 23456.

11. ANNEXATION: AIRPARK 10 ANNEXATION, ORDINANCE ADOPTION (WARD 5 AND OUTSIDE CITY) MAY19-22-132

Mayor Romero announced City Manager's communication number XXX, dated May 19, 2022, was received into and made part of the record. She asked the City Clerk to read Ordinance 11932 by number and title only.

Ordinance No. 11932 relating to Annexation; extending and increasing the corporate limits of the City of Tucson, Pima County, pursuant to the provisions of Title 9, Chapter 4, Arizona Revised Statutes, by annexing thereto the Airpark 10 Annexation District Property, more particularly described in the body of this ordinance.

It was moved by Council Member Fimbres, duly seconded, and passed by a roll call vote of 7 to 0, to pass and adopt Ordinance 11932.

12. ZONING: (C15-22-01) ESTABLISHING ORIGINAL CITY ZONING AND EXTENSION OF MAJOR STREETS AND ROUTES DESIGNATION FOR THE AIRPARK 10 ANNEXATION DISTRICT, PIMA COUNTY CI-2 TO CITY OF TUCSON I-2, ORDINANCE ADOPTION (WARD 5) MAY19-22-135

Mayor Romero announced City Manager's communication number 135, dated May 19, 2022, was received into and made part of the record. She said this was a request to establish Original City Zoning within the Airpark 10 Annexation District. The district includes the parcels located at the corner of the south side of Los Reales Road and the east side of Alvernon Way. She said the Zoning Examiner recommends adoption of Original City Zoning of the City I-2 zone, and the extension of the Major Streets and Routes designation.

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

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Mayor Romero asked the City Clerk to read Ordinance 11929 by number and title only.

Ordinance No. 11929 relating to Zoning; establishing Original City Zoning in the area located on the south side of Los Reales Road and the east side of Alvernon Way in case C15-22-01, Airpark 10 Annexation District, Pima County CI-2 to City of Tucson I-2.

It was moved by Council Member Fimbres, duly seconded, and passed by a roll call vote of 7 to 0, to approve the request for Original City Zoning as recommended by the Zoning Examiner and pass and adopt Ordinance 11929.

13. ZONING: (SE-22-01) BIOLIFE PLASMA FACILITY - AUTO MALL DRIVE, C-3 ZONE, SPECIAL EXCEPTION LAND USE, ORDINANCE ADOPTION (WARD 3) MAY19-22-136

Mayor Romero announced City Manager's communication number 136, dated May 19, 2022, was received into and made part of the record. She said this was a request to establish special exception land use with BioLife Plasma Facility. The property is located on the south side of Auto Mall Drive, west of Oracle Road in the C-3 zone. She said the Zoning Examiner recommends approval of the special exception land use request for a plasma donor facility.

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

Ordinance No. 11931 relating to Zoning; a special exception land use - blood donor center - case SE-22-01 BioLife Plasma Facility - located on south side of Auto Mall Drive approximately 600 feet west of Oracle Road, approving with conditions the construction of a 14,705 square foot blood donor center on 2.56 acres in the C-3 zone; and setting an effective date.

It was moved by Council Member Dahl, duly seconded, and passed by a roll call vote of 7 to 0, to approve the request for Original City Zoning as recommended by the Zoning Examiner and pass and adopt Ordinance 11931.

14. POLICE: RENAMING PUBLIC REQUEST OF THE TUCSON POLICE DEPARTMENT RINCON SUBSTATION TO TUCSON POLICE DEPARTMENT ERIK D. HITE EASTSIDE SUBSTATION (WARDS 2, 4, AND 6) MAY19-22-140

(This item was taken out of order and considered after Item #7.)

15. ADJOURNMENT: 7:19 p.m.

Mayor Romero announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, June 7, 2022, at or after 5:30 p.m., in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.


MAYOR

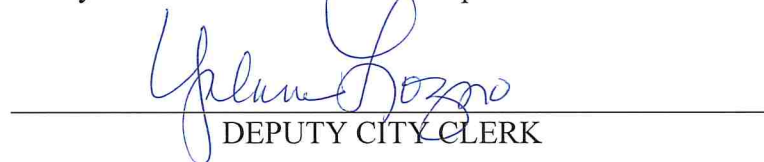
ATTEST:

PRO-TEMPORE


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 2022, and do hereby certify that it is an accurate transcription.


DEPUTY CITY CLERK

SM: yl