



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on November 4, 2020.

Date of Meeting: August 11, 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 in regular session remotely through Microsoft Teams at 6:36 p.m., on Tuesday, August 11, 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
Paul Cunningham
Paul Durham
Nikki Lee
Richard G. Fimbres
Steve Kozachik
Regina Romero

Council Member Ward 1
Vice Mayor, Council Member Ward 2
Council Member Ward 3
Council Member Ward 4
Council Member Ward 5
Council Member Ward 6
Mayor

Absent/Excused:

None

Staff Members Present:

Michael J. Ortega
Michael Rankin
Roger W. Randolph

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 Mayor Romero, who read an essay written by the late Representative John Lewis.

b. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Romero announced City Manager's communication number 229, dated August 11, 2020, was received into and made part of the record.

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

Council Member Fimbres announced his personal appointment of D. Grady Scott to the Redistricting Advisory Committee (RAC).

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Romero announced City Manager's communication number 230, dated August 11, 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 231, dated August 11, 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 232, dated August 11, 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. Coffee X Change, Ward 2
City 27-20, Series 12
6841 E. Camino Principal
Agent: Keya Tehrani
Action must be taken by: July 5, 2020
Written Arguments Opposed/Support

This item was considered separately.

2. Speedy Mart 1, Ward 6
City 32-20, Series 10
1204 N. Alvernon Way
Applicant: Suresh Kumar Thathi
Action must be taken by: August 13, 2020
Written Argument Opposed

This item was considered separately.

3. Speedy Mart 3, Ward 3
City 33-20, Series 10
3370 N. Country Club Rd.
Applicant: Suresh Kumar Thathi
Action must be taken by: August 13, 2020
Written Argument Opposed

This item was considered separately.

4. Speedy Mart 4, Ward 6
City 34-20, Series 10
4477 E. 5th St.
Agent: Suresh Kumar Thathi
Action must be taken by: August 13, 2020

This item was considered separately.

5. Habaneros Restaurant, Ward 2
City 35-20, Series 12
6910 E. Tanque Verde Rd.
Applicant: Armando Fuentes Gill Jr.
Action must be taken by: August 14, 2020
6. Bumsted's @ Wonderwall, Ward 1
City 36-20, Series 12
1003 N. Stone Ave.
Applicant: Anthony Ryan Diaz
Action must be taken by: August 16, 2020
7. Four Points by Marriott Tucson Airport, Ward 5
City 37-20, Series 11
7060 S. Tucson Blvd.
Applicant: Donn Keith Brouhard
Action must be taken by: August 17, 2020

c. Special Event(s)

There are no application(s) for Special Events scheduled for this meeting.

d. Agent Change/Acquisition of Control

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. Risky Business
City AC10-20, Series 12
8848 E. Tanque Verde Rd.
Agent: Jonathan Phillip Alubowicz Jr.
Action must be taken by: August 7, 2020

It was moved by Council Member Lee, duly seconded, and carried by a voice vote of 7 to 0, to forward liquor license applications 5b5 through 5b7, and 5d1 to the Arizona State Liquor Board with a recommendation for approval.

5. LIQUOR LICENSE APPLICATIONS

b. Liquor License Application(s)

New License(s)

1. Coffee X Change, Ward 2
City 27-20, Series 12
6841 E. Camino Principal
Agent: Keya Tehrani
Action must be taken by: July 5, 2020
Written Arguments Opposed/Support

Mayor Romero announced the first item to be considered separately was Coffee X Change in Ward 2. She confirmed the applicant was present, and there were speakers both in support and opposition of the license.

Keya Tehrani, Coffee X Change, said he was the owner of Coffee X Change since 1995. He said throughout the years he had to diversify in keeping his customers interested in returning. He said he was seeking a liquor license because many of his customers were professional adults or retirees who expressed wanting a glass of wine or beer while visiting. He stated he planned to serve alcohol only in a quiet, sit-down setting, ending at 9 p.m., and mentioned the need to compete with larger national chains who impeded his business.

The following people spoke in support of the liquor license request:

Jack Clements Joshua Rhoads Kenny Padilla
Mo Farhang

Douglas Davis Crockett spoke in opposition to the liquor license.

Mike Rankin, City Attorney, clarified that a Series 12 liquor license was a restaurant license which allowed for the sale of beer, wine and other types of alcohol.

Vice Mayor Cunningham said that his office had spoken extensively with the Indian Ridge and Tucson Country Club Neighborhoods. The Tucson Country Club Neighborhood almost unanimously supported the liquor license. He clarified that his office investigated the accusation of misuse of the City right-of-way and found it to be unsubstantiated. He added his only concerns were saturation, due to the local density of establishments serving alcohol.

Mr. Rankin clarified that density was a valid concern when considering new liquor licenses, as the Mayor and Council must consider both the suitability of the location and the qualifications of the applicant.

It was moved by Vice Mayor Cunningham, duly seconded, to forward Item 5b1 to the State Liquor Board with a recommendation for approval.

Council Member Kozachik said he could not vote to approve the liquor license, based on poor personal experiences when he lived near a business owned by Mr. Tehrani. He validated issues raised by Mr. Crockett.

A substitute motion was made by Council Member Kozachik, duly seconded, and passed by a roll call vote of 7 to 0, to forward liquor license application 5b1 to the Arizona State Liquor Board with a no recommendation.

5. LIQUOR LICENSE APPLICATIONS

b. Liquor License Application(s)

New License(s)

2. Speedy Mart 1, Ward 6
City 32-20, Series 10
1204 N. Alvernon Way
Applicant: Suresh Kumar Thathi
Action must be taken by: August 13, 2020
Written Agrument Opposed
4. Speedy Mart 4, Ward 6
City 34-20, Series 10
4477 E. 5th St.
Agent: Suresh Kumar Thathi
Action must be taken by: August 13, 2020

Mayor Romero announced the next items to be considered separately were Items 5b2 and 5b4 located in Ward 6. She said there were no speakers wishing to address the Mayor and Council on these items.

Council Member Kozachik said there was a history on both locations failing to cooperate with the surrounding neighborhoods when issues arose. He also noted that there was a high density of locations in the area already serving alcohol.

It was moved by Council Member Kozachik, duly seconded, and carried by a voice vote of 7 to 0, to forward Items 5b2 and 5b4 to the Arizona State Liquor Board with a recommendation for denial.

5. LIQUOR LICENSE APPLICATIONS

b. Liquor License Application(s)

New License(s)

3. Speedy Mart 3, Ward 3
City 33-20, Series 10
3370 N. Country Club Rd.
Applicant: Suresh Kumar Thathi
Action must be taken by: August 13, 2020

Written Argument Opposed

Mayor Romero announced the last item to be considered separately was Item 5b3 located in Ward 3.

It was moved by Council Member Durham, duly seconded, and carried by a voice vote of 7 to 0, to forward Item 5b3 to the Arizona State Liquor Board with a no recommendation.

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 P

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) AUG11-20-233

b. INTERGOVERNMENTAL AGREEMENT AMENDMENT: WITH PIMA COUNTY FOR NATIONAL SEXUAL ASSAULT KIT INITIATIVE GRANT PROGRAM (CITY WIDE) AUG11-20-241

Resolution No. 23206 relating to Intergovernmental Agreements (IGA); approving and authorizing the execution of an amendment to the IGA between the City of Tucson (City) and Pima County for the National Sexual Assault Kit Initiative (SAKI) Grant; and declaring an emergency.

c. INTERGOVERNMENTAL AGREEMENT: WITH THE CITY OF NOGALES FOR USE OF THE SOUTHERN ARIZONA LAW ENFORCEMENT TRAINING CENTER (SALETC) (CITY WIDE) AUG11-20-242

Resolution 23207 relating to Intergovernmental Agreements and the Tucson Police Department; authorizing and approving execution of an Intergovernmental Agreement between the City of Tucson and the City of Nogales for use of the Southern Arizona Law Enforcement Training Center; and declaring an emergency.

d. INTERGOVERNMENTAL AGREEMENT: FIRST RENEWAL WITH NORTHWEST FIRE DISTRICT FOR DISPATCHING SERVICES (CITY WIDE AND OUTSIDE CITY) AUG11-20-243

Resolution 23208 relating to Intergovernmental Agreements; authorizing and approving Renewal Number One to the Intergovernmental Agreement (IGA) with

the Northwest Fire District for emergency dispatching services; and declaring an emergency.

- e. GRANT AGREEMENT: WITH THE ARIZONA DEPARTMENT OF ADMINISTRATION FOR THE ARIZONA 9-1-1 PROGRAM FOR TEXT-TO-911 (CITY WIDE AND OUTSIDE CITY) AUG11-20-244

Resolution 23209 relating to Grants; approving and authorizing execution of a Grant Agreement with the Arizona Department of Administration (“ADOA”) allowing the City of Tucson Public Safety Communications Department (‘PSCD’) to assume the role of 911 coordinator for Pima County, and manage pass-through funding to the Text-To-911 Services Fund; and declaring an emergency.

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

- f. GRANT AGREEMENT: WITH THE ARIZONA DEPARTMENT OF ADMINISTRATION FOR THE ARIZONA 9-1-1 PROGRAM (CITY WIDE AND OUTSIDE CITY) AUG11-20-245

Resolution No. 23210 relating to Grants; approving and authorizing execution of a Grant Agreement with the Arizona Department Of Administration (“ADOA”) allowing the City of Tucson Public Safety Communications Department (‘PSCD’) to assume the role of 911 coordinator for Pima County, and manage pass-through funding to the Emergency Telecommunications Services Fund; and declaring an emergency.

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

- g. REAL PROPERTY: APPROVING A GROUND LEASE WITH VERIZON WIRELESS FOR A WIRELESS COMMUNICATION FACILITY AT 4180 NORTH CAMPBELL AVENUE (WARD 3) AUG11-20-236

Ordinance No. 11771 relating to Real Property; authorizing and approving the Ground Lease Agreement between Celco Partnership, a Delaware Partnership, dba Verizon Wireless (Verizon) and the City of Tucson (City) for a Telecommunications Facility at 4180 North Campbell Avenue; and declaring an emergency.

- h. GRANT AGREEMENT: WITH THE ARIZONA DEPARTMENT OF ADMINISTRATION FOR APPROVAL OF FUNDING TO LOCAL FIRST ARIZONA FOUNDATION (CITY WIDE) AUG11-20-256

Resolution No. 23216 relating to Grants; approving and authorizing execution of a Grant Agreement with the Arizona Department of Administration for pass-through funding to Local First AZ Foundation; and declaring an emergency.

- i. INTERGOVERNMENTAL AGREEMENT: WITH THE TOWN OF MARANA RELATING TO DELIVERY OF CENTRAL ARIZONA PROJECT WATER (OUTSIDE CITY) AUG11-20-255

Resolution No. 23215 relating to Intergovernmental Agreements; approving and authorizing execution of an Intergovernmental Agreement (IGA) between the Town of Marana and the City of Tucson relating to the delivery of Central Arizona Project (CAP) Water; and declaring an emergency.

- j. FINAL PLAT: (S20-012) SOUTHLAND HEIGHTS, LOTS 1 THROUGH 2 (WARD 5) AUG11-20-238

Staff recommends that the Mayor and Council approve the plat as presented. The applicant is advised that building/occupancy permits are subject to the availability of water/sewer capacity at the time of actual application.

- k. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH SCOTT M. GULAS, OWNER OF PARCEL 108-15-001P, FOR WATER SERVICE (WARD 3 AND OUTSIDE CITY) AUG11-20-246

Resolution No. 23212 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 Scott M. Gulas, Owner of Parcel No. 108-15-001P.

- l. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH MICHAEL AND KRISTEN POWELL, OWNERS OF PARCEL 205-43-055D, FOR WATER SERVICE (WARD 4 AND OUTSIDE CITY) AUG11-20-247

Resolution No. 23213 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 Michael and Kristen Powell, owners of Parcel 205-43-055D.

- m. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH STEPHEN MASTROBERTE, OWNER OF PARCEL 205-30-013K, FOR WATER SERVICE (WARD 2 AND OUTSIDE CITY) AUG11-20-248

Resolution No. 23214 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 Stephen Mastroberte, owner of Parcel 205-30-013K.

- n. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COMMUNITY COLLEGE DISTRICT FOR A DEFERRED TUITION REIMBURSEMENT PROGRAM (CITY WIDE) AUG11-20-257

Resolution No. 23217 relating to Human Resources; approval of an Intergovernmental Agreement (IGA) between Pima Community College (PCC) and the City of Tucson (City) to allow a deferred tuition reimbursement program for City employees beginning with the Fall 2020 semester; and declaring an emergency.

- o. FINANCIAL PARTICIPATION AGREEMENT: WITH PIMA COUNCIL ON AGING, EMERGE! CENTER AGAINST DOMESTIC VIOLENCE, ARTS FOUNDATION FOR TUCSON AND SOUTHERN ARIZONA, SOUTHERN ARIZONA AIDS FOUNDATION, YOUTH ON THEIR OWN, COMMUNITY FOOD BANK OF SOUTHERN ARIZONA, AND WOMEN'S FOUNDATION OF SOUTHERN ARIZONA FOR THE CITY'S WE ARE ONE/SOMOS UNO RESILIENCY FUND (CITY WIDE) AUG11-20-258

Resolution No. 23218 relating to Resiliency Fund: approving the Financial Participation Agreement with the Pima Council on Aging (PCOA), Emerge! Center Against Domestic Violence ("Emerge"), Arts Foundation for Tucson and Southern Arizona (AFTSA), Southern Arizona Aids Foundation (SAAF), Youth On Their Own (YOTO), Community Food Bank of Southern Arizona (CFB) and the Women's Foundation of Southern Arizona (WFSA), for the purposes of supporting small businesses, non-profits and workers and families impacted by the ongoing COVID-19 public health emergency; and declaring an emergency.

Mike Rankin, City Attorney, stated that with respect to Consent Agenda Item o which was the new Financial Participation Agreement (FPA) with the agencies to carry out the funding as directed by the Mayor and Council during the Study Session on July 22m 2020, there were two corrections/changes he needed to read into the record First, he said, with respect to the overall agreement, it was brought to the Mayor and Council as quickly as staff could because of its criticalness to get the funding out and distributed. He said as it turned out, the component relating to assistance to the \$1 million for domestic violence victims was not ready to proceed of the total \$3.75 million identified for the four agencies identified in the agreement.

Mr. Rankin asked that as part of the approval of the item, that the Mayor and Council carve out that piece of funding from the agreement and would be brought back at a later date when ready. He said the second change was with respect to funding for the Community Food Bank. He said there was a paragraph in one of the exhibits that needed to be revised to reflect their actual relationships with their partner agencies.

Mr. Rankin said the first clause of the 2nd paragraph on Exhibit B should read, "These funds are comprised of the following amounts\$1 million to the Community Food Bank to administer grants to existing organizations/programs working on neighborhood

based food distribution and to mutual aid groups supporting the health of community members most impacted by the pandemic.” He asked that that change be approved as part of the item and motion,

- p. FINANCIAL PARTICIPATION AGREEMENT AMENDMENT: WITH COMMUNITY FOUNDATION FOR SOUTHERN ARIZONA, YWCA OF SOUTHERN ARIZONA, AND WOMEN’S FOUNDATION OF SOUTHERN ARIZONA FOR THE CITY’S WE ARE ONE/SOMOS UNO RESILIENCY FUND (CITY WIDE) AUG11-20-259

Resolution No. 23219 relating to Resiliency Fund: approving an amendment to the Financial Participation Agreement with the Community Foundation of Southern Arizona, the YWCA of Southern Arizona, and the Women’s Foundation of Southern Arizona, for the purposes of supporting small businesses, non-profits and workers and families impacted by the ongoing COVID-19 public health emergency; and declaring an emergency.

It was moved by Council Member Fimbres, duly seconded, that Consent Agenda Items a – p, with the exception of Items e and f, which were considered separately, be passed and adopted and the proper action taken, including the corrections read into the record by the City Attorney for Consent Item 7o.

Roger W. Randolph, City Clerk, asked the City Attorney, if Item p needed to be amended to reflect the addition of \$1.25 million to the FPA.

Mr. Rankin replied the effect of Item p was to add the \$1.25 million to the previously approved FPAs. He said he did not believe any further amendments needed to be made to the motion.

The motion to pass and adopt Consent Agenda Items a – p, with the exception of Items e and f, which were considered separately, be passed and adopted and the proper action taken, including the corrections read into the record by the City Attorney for Consent Item 7o was passed by a roll call vote of 7 to 0.

7. CONSENT AGENDA – ITEMS E AND F

- e. GRANT AGREEMENT: WITH THE ARIZONA DEPARTMENT OF ADMINISTRATION FOR THE ARIZONA 9-1-1 PROGRAM FOR TEXT-TO-911 (CITY WIDE AND OUTSIDE CITY) AUG11-20-244

Resolution 23209 relating to Grants; approving and authorizing execution of a Grant Agreement with the Arizona Department of Administration (“ADOA”) allowing the City of Tucson Public Safety Communications Department (“PSCD”) to assume the role of 911 coordinator for Pima County, and manage pass-through funding to the Text-To-911 Services Fund; and declaring an emergency.

f. GRANT AGREEMENT: WITH THE ARIZONA DEPARTMENT OF ADMINISTRATION FOR THE ARIZONA 9-1-1 PROGRAM (CITY WIDE AND OUTSIDE CITY) AUG11-20-245

Resolution No. 23210 relating to Grants; approving and authorizing execution of a Grant Agreement with the Arizona Department Of Administration (“ADOA”) allowing the City of Tucson Public Safety Communications Department (“PSCD”) to assume the role of 911 coordinator for Pima County, and manage pass-through funding to the Emergency Telecommunications Services Fund; and declaring an emergency.

Mayor Romero asked for further clarification on these two items, due to their similarity in wording.

Geoffrey Kuhn, 9-1-1 Administrator, explained that the Marana Police Department was previously in charge of clerical and maintenance support for Pima County 911 calls, but wished to transfer the responsibility to the City of Tucson. He clarified that Item f proposed funding for the upkeep of these responsibilities, whereas Item e proposed funding for a Text-To 9-1-1 program mandated by an ADA ruling.

Mayor Romero requested further information on the current status of the State’s Text to 9-1-1 program, and when the services would be available in Tucson.

Mr. Kuhn stated the 9-1-1 Communication Center had already tested the Test to 9-1-1 program and it was almost ready for widespread uses. He said they were working on the public outreach materials and planned to have information published in about three weeks.

Mayor Romero asked why Pima County had not assumed these 9-1-1 responsibilities and if the grant provided the City with funds to fill vacancies.

Mr. Kuhn replied he could not provide a reason on behalf of Pima County, but the City had previously served in that capacity and could again. He said there were no funds set aside explicitly for filling vacancies, but there was up to two percent which could be allotted for that purpose.

Mayor Romero requested further details on the Text to 9-1-1 service’s availabilities in Tucson. She also asked if the Pima County Wireless Integrated Networks (PCWIN) were involved in the process at all.

Mr. Kuhn replied the services were technically already live, and the 9-1-1 Center had already received text messages. He added there were still bugs and issues to work out, which was why they were waiting before formally publicizing the new system on September 8, 2020. He responded that PCWIN was not involved in the process because they only coordinated radio communications.

Mayor Romero asked if the City, specifically the Public Safety Communications Department, was prepared to assume the responsibilities outlined in Item f.

Mr. Kuhn responded he believed they were well prepared for the challenge.

Jamie O'Leary, Public Safety Communications Director, added she also felt confident in the department's ability to assume those responsibilities.

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

8. PUBLIC HEARING: SECOND SUBSTANTIAL AMENDMENT TO THE 2019 ANNUAL ACTION PLAN IN RESPONSE TO THE COVID-19 PANDEMIC (CITY WIDE) AUG11-20-249

Mayor Romero announced City Manager's communication number 249, dated August 11, 2020, was received into and made part of the record. She announced this was a 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 23211 by number and title only.

Resolution No. 23211 relating to Public Housing; approving the second 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 Fimbres, duly seconded, to pass and adopt Resolution 23211.

Mayor Romero asked staff which agencies would be able to utilize emergency housing funds described in the Resolution.

Liz Morales, Housing and Community Development Department Director, responded that the Resolution allowed coordination with Pima County to develop amendments to the 2019 Annual Action Plan, but it did not allot monies to Pima County agencies.

Mayor Romero asked how much Pima County was investing in the re-housing efforts.

Ms. Morales said she was unable to provide an exact value of Pima County's investments, but the City was responsible for managing the funds in question on behalf of the entire County.

Mayor Romero asked how the Resolution was different from other emergency funding ordinances passed in May of 2020.

Ms. Morales responded the resolution pertained only to Environmental, Social and Governance funds, as opposed to the previous ordinance, which included Housing and Urban Development, Housing Opportunities for Persons with AIDS, and Community Development Block Grant funds.

Resolution 23211 was declared passed and adopted by a roll call vote of 7 to 0.

9. FINANCE: FIXING AND LEVYING THE PRIMARY AND SECONDARY PROPERTY TAXES FOR FISCAL YEAR 2021 (CITY WIDE) AUG11-20-234

Mayor Romero announced City Manager's communication number 234, dated August 11, 2020, was received into and made part of the record. She asked the City Clerk to read Ordinance 11755 by number and title only.

Ordinance No. 11755 relating to Taxation; fixing, levying, and assessing primary and secondary property taxes for the City of Tucson upon 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, 2021; and declaring an emergency.

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 11755.

10. ANNEXATION: CATALINA HWY ANNEXATION DISTRICT ADOPTION, ORDINANCE ADOPTION (WARD 2 AND OUTSIDE CITY) AUG11-20-250

Mayor Romero announced City Manager's communication number 250, dated August 11, 2020, was received into and made part of the record. She asked the City Clerk to read Ordinance 11772 by number and title only.

Ordinance No. 11772 relating to Annexation; extending and increasing the corporate limits of the City of Tucson, Pima County, Arizona pursuant to the provisions of Title 9, Chapter 4, Arizona Revised Statutes, by annexing thereto the Catalina HWY Annexation District Project, more particularly described in the body of this ordinance.

It was moved by Vice Mayor Cunningham, duly seconded, to pass and adopt Ordinance 11772.

Council Member Kozachik clarified the processes involved in the annexation and asked for confirmation that it was associated with Items 11 and 12.

Vice Mayor Cunningham replied this Item would only increase City limits by a small amount, but it was in the City's best interest to annex even further.

Ordinance 11772 was declared passed and adopted by a roll call vote of 7 to 0.

11. ZONING: (C15-20-01) ESTABLISHING ORIGINAL CITY ZONING FOR THE CATALINA HIGHWAY ANNEXATION DISTRICT, COUNTY SR AND CR-1 TO CITY SR AND RX-1, EXTENSION OF THE MAJOR STREETS AND ROUTES PLAN OVERLAY AND THE SCENIC CORRIDOR ZONE OVERLAY, ORDINANCE ADOPTION (WARD 2) AUG11-20-237

Mayor Romero announced City Manager's communication number 237, dated August 11, 2020, was received into and made part of the record. She also announced this was a request to establish original City zoning within the Catalina Highway Annexation District. The District includes approximately 1,400 feet north of Tanque Verde Road. The Zoning Examiner and staff recommends approval of SR and RX-1 zones, and extension of the Major Streets and Routes Overlay and Scenic Corridor Overlay along Catalina Highway within the Catalina Highway Annexation District.

Mayor Romero requested the City Clerk to read Ordinance 11773 by number and title only.

Ordinance No. 11773 relating to Zoning: establishing original City zoning in that area located on the west side of Catalina Highway, approximately 1,400 feet north of Tanque Verde Road case C15-20-01, Catalina Highway Annexation District, Pima County SR and CR-1 to City of Tucson SR and RX-1 together with the extension of the Major Streets and Routes Plan overlay and Scenic Corridor Zone overlay; 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, to pass and adopt Ordinance 11773.

12. ZONING: (C9-20-02) CATALINA HIGHWAY CASITAS – CATALINA HIGHWAY, SR AND RX-1 TO R-2, CITY MANAGER'S REPORT (WARD 2) AUG11-20-239

Mayor Romero announced City Manager's communication number 239, dated August 11, 2020, was received into and made part of the record. She also announced this was a request for to rezone approximately 12.44 acres from SR and RX-1 zones to R-2 zoning. The rezoning site is located on the west side of Catalina Highway, approximately 1405 feet north of Tanque Verde Road. The preliminary development plan proposes development of 126 luxury casitas (detached, small single-family residences), including parking, landscaping, common area and storm water management.

Mayor Romero said the Zoning Examiner and Staff recommend approval of R-2 zoning, subject to certain conditions. She asked if the applicant or representative was present and agreeable to the proposed requirements.

Lexy Wellott, The Planning Center, confirmed she was the project manager for the development plan in question. She said they were agreeable to the proposed requirements.

It was moved by Vice Mayor Cunningham, duly seconded, and carried by a voice vote of 7 to 0, to approve the request as recommended by the Zoning Examiner.

13. ZONING: (C15-20-02) ESTABLISHING ORIGINAL CITY ZONING FOR THE LUCKY LEVIN I, II, AND III ANNEXATION DISTRICT, COUNTY SP TO CITY PAD-26, ORDINANCE ADOPTION (WARD 4) AUG11-20-240

Mike Rankin, City Attorney, read into the record a correction to the first sentence of the Background section of the Communication. He said it should read, "On November 6, 2019, Mayor and Council voted 6-0 to pass and adopt the Annexation Ordinances 11708, 11705, and 11706 for the Lucky Levin I, II, & III Annexation District."

Mayor Romero announced City Manager's communication number 240, dated August 11, 2020, was received into and made part of the record. She announced this was a request to establish original City zoning within the Lucky Levin I, II, & III Annexation District. The District includes approximately 204.7 acres, on twelve (12) parcels, located on the east side of Kolb Road, south of Valencia Road and north of the Union Pacific Railroad tracks. The Zoning Examiner and staff recommends approval of PAD-26 zone, extension of the Major Streets and Routes Overlay along Kolb Road, and the extension of the Airport Environs Zone Overlay within the Lucky Levin I, II, & III Annexation District.

Mayor Romero requested the City Clerk to read Ordinance 11774 by number and title only.

Ordinance No. 11774 relating to Zoning: establishing original City zoning in the area located on the east side of Kolb Road, south of Valencia Road, and north of the Union Pacific Railroad tracks in case C15-20-02, Lucky Levin I, II, & III Annexation District, County SP to City PAD-26; and setting an effective date.

It was moved by Council Member Lee, duly seconded, and passed by a roll call vote of 7 to 0, to pass and adopt Ordinance 11774.

14. CITY MAGISTRATES: APPOINTMENT OF SPECIAL CITY MAGISTRATES AND FIXING COMPENSATION (CITY WIDE) AUG11-20-254

Mayor Romero announced City Manager's communication number 254, dated August 11, 2020, was received into and made part of the record. She requested the City Clerk to read Ordinance 11775 by number and title only.

Ordinance No. 11775 relating to City Magistrates; pursuant to Tucson Code § 8-2.2, appointing Stephen T. Portell as a Special City Magistrate to serve upon call by the Presiding Magistrate of the Tucson City Court; fixing compensation; 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 Ordinance 11775.

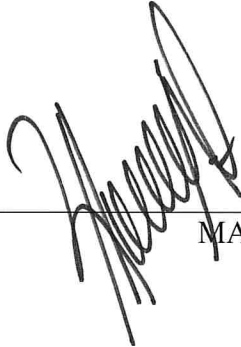
Mayor Romero requested the City Clerk to read Ordinance 11776 by number and title only.

Ordinance No. 11776 relating to City Magistrates; pursuant to Tucson Code § 8-2.2, appointing Clinton Ray Stinson as a Special City Magistrate to serve upon call by the Presiding Magistrate of the Tucson City Court; fixing compensation; 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 Ordinance 11776.

15. **ADJOURNMENT:** 8:00 p.m.

Mayor Romero announced the next regularly scheduled meeting of the Mayor and Council would be held on Wednesday, September 9, 2020 at 5:30 p.m. Due to 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 11th day of August 2020, and do hereby certify that it is an accurate transcription.



DEPUTY CITY CLERK

RWR:mg:ds