



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on September 9, 2020.

Date of Meeting: April 14, 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 in the Mayor and Council Chambers in City Hall, 255 West Alameda Street, Tucson, Arizona, at 7:02 p.m., on Tuesday, April 14, 2020, all members having been notified of the time and place thereof.

Roger W. Randolph, City Clerk, announced Council Members Durham, Lee, Fimbres and Kozachik were not able to be present for the evening's meeting, but would be participating remotely through technological means, as permitted under Arizona law. He said this was allowable under the Mayor and Council Rules and Regulations. He stated they could vote on all matters in the same way as those members physically present as long as he/she participated in the discussions. On the evening's agenda, all votes would be done by roll call rather than by voice vote.

1. ROLL CALL

The meeting was called to order by Mayor Romero and upon roll call, those present and absent were:

Present:

Lane Santa Cruz	Council Member Ward 1
Paul Cunningham	Vice Mayor, Council Member Ward 2
Paul Durham	Council Member Ward 3 (electronic attendance)
Nikki Lee	Council Member Ward 4 (electronic attendance)
Richard G. Fimbres	Council Member Ward 5 (electronic attendance)
Steve Kozachik	Council Member Ward 6 (electronic attendance)
Regina Romero	Mayor

Staff Members Present:

Michael J. Ortega	City Manager
Michael Rankin	City Attorney
Roger W. Randolph	City Clerk

2. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

a. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Romero announced City Manager's communication number 91, dated April 14, 2020, 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 Vice Mayor Cunningham, duly seconded, and carried by a voice vote of 7 to 0 to approve the appointments of Elizabeth Johnson to the Fire Code Review Committee (FCRC), and Gate Briseno, Marlon Ruiz and Steven Aguirre to the Veterans' Affairs Committee (VAC).

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 92, dated April 14, 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 Durham 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 93, dated April 14, 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.

No report was given.

5. LIQUOR LICENSE APPLICATIONS

Mayor Romero announced City Manager's communication number 94, dated April 14, 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. Market Bar, Ward 5
City 14-20, Series 12
1439 S. 4th Ave.
Applicant: Kevin Arnold Kramber
Action must be taken by: April 11, 2020
2. ARCO AM/PM, Ward 3
City 16-20, Series 10
2800 N. Oracle Rd.
Applicant: Harpreet Kaur Singh
Action must be taken by: April 19, 2020
3. Linda's Meat Market, Ward 1
City 19-20, Series 10
1777 W. 36th St.
Applicant: Hernan Gamez Luna
Action must be taken by: April 27, 2020

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)

4. Wings Over Broadway, Ward 6
City 18-20, Series 7
5004 E. Broadway Blvd.
Applicant: Valerie Renee Lopez
Action must be taken by: April 26, 2020

c. Special Event(s)

1. Vietnam Veterans of America Tucson Chapter 106, Ward 6
City T23-20
Event Location: 900 S. Randolph
Applicant: Melvin Morgan
Date of Event: October 10, 2020
Purpose: Nam to Sam Jam / Annual Patriotic Outreach Event

2. Sacred Heart Church, Ward 6
City T30-20
Event Location: 601 Fort Lowell Rd.
Applicant: Gonzalo Villegas
Date of Event: May 9, 2020
Purpose: Parish Fundraising
3. Diocese of Tucson, Ward 1
City T33-20
Event Location: 801 N. Grande Ave.
Applicant: Jorge Ricardo Farias Saucedo
Date of Event: April 18, 2020
Purpose: Fundraiser
4. Our Lady of Lavang Catholic Church, Ward 5
City T35-20
Event Location: 800 S. Tucson Blvd.
Applicant: Hung Huuviet Nguyen
Date of Event: April 24-25, 2020
Purpose: Fundraising for Our Lady of Lavang Catholic Church
5. Tucson Symphony Orchestra, Ward 3
City T36-20
Event Location: 2175 N. 6th Ave.
Applicant: Rachel Spitz
Date of Event: April 24-25, 2020
Purpose: Tucson Symphony Orchestra Up-Close Chamber Music Performance

Roger W. Randolph, City Clerk, announced Special Event Applications from the Tucson Symphony Orchestra and Our Lady of Lavang were withdrawn.

It was moved by Vice Mayor Cunningham, duly seconded, and carried by a voice vote of 7 to 0, to forward Items 5b1 through 5b4 to the State Liquor Board with a recommendation for approval.

It was moved by Council Member Kozachik, duly seconded, and carried by a voice vote of 7 to 0, to deny Item 5c3 and delay action on 5c1 and 5c2 to a later date due to the COVID-19 pandemic.

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

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) APR14-20-95
- b. INTERGOVERNMENTAL AGREEMENT: BETWEEN THE CITY OF TUCSON AND THE ARIZONA DEPARTMENT OF ADMINISTRATION (CITY WIDE)

(This item was continued at the request of Staff.)

- c. EMPLOYEE BENEFITS: ADOPTION OF FISCAL YEAR 2021 TUCSON SUPPLEMENT RETIREMENT SYSTEM EMPLOYER AND EMPLOYEE CONTRIBUTION RATES (CITY WIDE)

(This item was continued at the request of Staff.)

- d. TUCSON CODE: AMENDING (CHAPTER 22) EXTENDING THE TERM OF OFFICE OF ELECTED MEMBERS TO THE TUCSON SUPPLEMENTAL RETIREMENT SYSTEM (CITY WIDE) APR14-20-103

Ordinance No. 11743 relating to the Tucson Supplemental Retirement System, amending the Tucson Code Section 22-44(E), extending the term of office of elected members, and setting an effective date.

- e. REAL PROPERTY: APPROVING A GROUND LEASE WITH NEW CINGULAR WIRELESS PCS REID PARK-RANDOLPH WAY, WIRELESS COMMUNICATION FACILITY (WARD 6) APR14-20-98

Ordinance No. 11744 relating to Real Property; authorizing and approving the Ground Lease Agreement between New Cingular Wireless PCS, LLC (AT&T) and the City of Tucson (City) for a Telecommunications Facility at Reid Park; and declaring an emergency.

- f. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH AJPJ PLAN, OWNERS OF PARCEL 141-03-0120, FOR WATER SERVICE (WARD 4 AND OUTSIDE CITY) APR14-20-104

Resolution No. 23160 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 AJPJ Plan, Owners of Parcel No. 141-03-0120.

- g. PRE-ANNEXATION AND DEVELOPMENT AGREEMENT: WITH JAMES AND MARGARET ALKIRE, OWNERS OF PARCEL 205-47-012V, FOR WATER SERVICE (WARD 2 AND OUTSIDE CITY) APR14-20-102

Resolution No. 23159 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 James and Margaret Alkire Revocable Living Trust, owners of Parcel No. 205-47-012V.

- i. INTERGOVERNMENTAL AGREEMENT: WITH THE AMPHITHEATER SCHOOL DISTRICT FOR SCHOOL RESOURCE OFFICERS (CITY WIDE)

Resolution No. 23162 relating to Police and Intergovernmental Agreements; approving the Intergovernmental Agreement between Amphitheater School District and the City of Tucson for School Resource Officers Funded through the Arizona Department of Education School Safety Program for the 2019-20 (January 2020 - May 2020), 2020-2021, 2021-2022, and 2022-2023 school years; and declaring an emergency.

- j. FINAL PLAT: (S20-001) RPA ESCALANTE, LOTS 1 AND 2 (WARD 4) APR14-20-97

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. FINAL PLAT: (S19-062) 37 E CAMINO VILLAS, LOTS 1 THROUGH 3 (WARD 3) APR14-20-93

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.

- l. RESOLUTION: DESIGNATION OF APPLICANT AGENT FOR FEDERAL AND STATE EMERGENCY DECLARATION FUNDING (CITY WIDE) APR14-20-105

Resolution No. 23161 relating to Public Health and Safety; designating an applicant agent for State and Federal Emergency Funding; and declaring an emergency.

It was moved by Vice Mayor Cunningham, duly seconded and passed by a roll call vote of 7 to 0, that Consent Agenda Items a – l, with the exception of Items b and c, which were continued and Item h, which was considered separately, be passed and adopted and the proper action taken

7. CONSENT AGENDA – ITEM H

- h. AGREEMENT: APPROVING A FIRE SERVICES AGREEMENT WITH THE RAYTHEON COMPANY (UNITED STATES AIR FORCE PLANT 44) FOR EMERGENCY MEDICAL AND FIRE RESPONSE (CITY WIDE) APR14-20-99

Resolution No. 23158 relating to Public Safety and Fire Service; authorizing and approving the execution of a Fire Service Agreement between Raytheon Company (through its Missile Systems Business Unit) and the City of Tucson (acting through its Fire Department) for Fire Suppression, Hazardous Materials, Technical Rescue, and Emergency Medical Services (EMS); and declaring an emergency.

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

8. PUBLIC HEARING: ZONING (C9-19-18) HOUGHTON RESERVE - HOUGHTON AND BROADWAY, SR TO R-1 AND C-1, CITY MANAGER'S REPORT (WARD 2)

At the request of Vice Mayor Cunningham, the Public Hearing scheduled for the Houghton Reserve rezoning will be continued to a date sometime later this summer. Once a new date is determined, new notices will go out in advance of that date.

9. ZONING: (C9-18-12) BONANZA 550 LLC – BONANZA AVENUE, SR TO RX-2, ORDINANCE ADOPTION (WARD 2) APR14-20-96

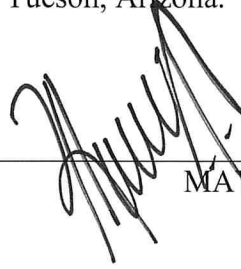
Mayor Romero announced City Manager's communication number 96, dated April 14, 2020, was received into and made part of the record. She asked the City Clerk to read Ordinance 11742 by number and title only.

Ordinance No. 11742 relating to Zoning: amending zoning district boundaries in the area located on the southeast corner of Bonanza Avenue and Colette Street in case C9-18-12 Bonanza 550 LLC - Bonanza Avenue, SR to RX-2; 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 approve the request as recommended by the Zoning Examiner and pass and adopt Ordinance 11742.

10. **ADJOURNMENT:** 7:18 p.m.

Mayor Romero announced the next regularly scheduled meeting of the Mayor and Council would be held on Tuesday, May 5, 2020, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.



MAYOR

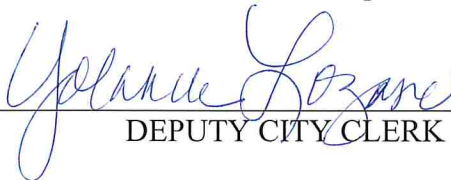
ATTEST:



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 14th day of April 2020, and do hereby certify that it is an accurate transcription.



DEPUTY CITY CLERK

RWR:jc:amo