

Minutes of the Regular Meeting of the Mayor and Council of the City of South Tucson, Arizona, held Monday, September 22, 2014, at 6:00 p.m. at the City of South Tucson Council Chambers, 1601 South 6<sup>th</sup> Avenue, South Tucson, Arizona.

Council Present: Paul Diaz  
Idelfonso Green  
Miguel Rojas  
Oscar Patino

Staff Present: Veronica Moreno, City Clerk  
Dennis Rankin, Police Dept.  
Daniel Nicolini

Mayor Diaz called the meeting to order.

Mayor Diaz requested Item #08, Reports, be moved and addressed right after Item #06, followed by Item #09, Call to the Audience.

Mayor Diaz led the Pledge of Allegiance.

ITEM #03 – INVOCATION – Councilman Patino led the Invocation.

ITEM #04 – ROLL CALL – All members of the Council were present, except for Vice-Mayor Romero, Councilwoman Soltero, and Councilwoman Mendoza, who were excused.

ITEM #05 – APPROVAL OF MINUTES: SPECIAL MEETING, SEPTEMBER 4, 2014

Motion by Councilman Rojas to approve the minutes of the Special Meeting of September 4, 2014. Seconded by Councilman Patino. Motion passed unanimously.

ITEM #06 – RESOLUTION NO. 14-27 OF THE MAYOR AND COUNCIL OF THE CITY OF SOUTH TUCSON, ARIZONA, APPROVING THE GRANT-IN-AID AGREEMENT BETWEEN THE CITY OF SOUTH TUCSON, ARIZONA, A CORPORATE BODY POLITIC, AND THE TOHONO O'ODHAM NATION, A FEDERALLY RECOGNIZED INDIAN TRIBE, AND AUTHORIZING EXECUTION OF THIS RESOLUTION, FOR THE PURPOSE OF AUTHORIZING THE MAYOR OF THE CITY OF SOUTH TUCSON TO EXECUTE THE AGREEMENT – Motion by Councilman Rojas to pass and adopt Resolution No. 14-27. Seconded by Councilman Green.

Councilman Green: Item #06 is unclaimed money is to be returned to the Nation on January 1 of 2015, but then Item #12 it says that the term of the grant is for one year. I'm having problems understanding that.

Ms. Moreno: If I may, Mayor, excuse me, as directed, refer to Director Michelle Orduna, and she can go over those terms of the agreement since they are the awardee of the grant. And it's actually a pass-through through the City of South Tucson since we're out of jurisdiction that the House of Neighborly Service is within. It's actually a grant-in-aid and she can refer to those terms. It might even be a typo, so Michelle, I'll go ahead and get you a copy so you can look at it.

Ms. Orduna: This agreement came from the Executive Office, the assistant, so I did not draft any of this. It came directly from them. So it was done by Ms. Valisto, the Government Affairs Assistant, which is on page three. She's the one who e-mailed this out, and I passed it along. You're right, there is a discrepancy. It probably is more of a typo ...

Councilman Green: Well, it says ...

Ms. Orduna: ... but we can ...

Councilman Green: ... in the event ...

Ms. Orduna: ... clarify that.

Councilman Green: Yeah, it says in the event that the City of South Tucson is unable to distribute the funding of the House of Neighborly Services on or before January 1, 2015, the City shall immediately notify the Nation and the Nation will arrange for the funding to be returned.

Ms. Orduna: Right.

Councilman Green: Now we look at Item #12, and it says the term of the grant, the term of the grant shall be on the beginning date of the execution and shall terminate one year on the anniversary of the grant. That's where I'm having problems.

Ms. Orduna: Right, right. And then I noticed on Item #10 it says (inaudible) no later than July 31, 2015.

Councilman Green: Yeah, so you're giving so many different dates, yeah.

Ms. Orduna: Right. So I mean I can ask Ms. Valisto to revise this, or ask, inquire about it, to her. Like I said, it's their document (inaudible).

Councilman Green: Yeah.

Councilman Rojas: We just wanna make sure that we get the longest date so we ...

Ms. Orduna: Right, right.

Councilman Rojas: ... don't end up being punished if it's a short date and then the tribe asks for the money and ...

Ms. Orduna: Right, right.

Councilman Rojas: ... we think it's a long date and not a short date.

Ms. Orduna: I agree. I agree.

Mayor Diaz: Okay, so the, there should be an amendment to the ...

Councilman Rojas: Motion.

Mayor Diaz: ... the motion to have this corrected or if ...

Councilman Green: And brought back?

Mayor Diaz: Otherwise, otherwise we can, another substitute motion would be to be brought back.

Councilman Rojas: Rewritten.

Mayor Diaz: Be rewritten and brought back. Is there time restraints on this?

Ms. Orduna: Yes. I need to have it, I think, by the middle of October, so I mean that's still a couple of weeks.

Mayor Diaz: Okay. So ...

Councilman Rojas: Could we then get it rewritten and have all dates ...

Ms. Orduna: Right.

Councilman Rojas: ... jive?

Ms. Orduna: Yes.

Mayor Diaz: Okay.

Councilman Rojas: We can table it.

Mayor Diaz: So, ...

Councilman Green: My re- ...

Mayor Diaz: ... no, the corrections, the amendment to the motion would be to have it corrected and brought back.

Motion by Councilman Rojas to amend the motion, and request the presenter to take the proposal back and get all the dates to coincide, and bring back the item. Seconded by Councilman Green. Motion passed unanimously.

Mayor Diaz: On behalf of the motion, the original motion, all in favor of the motion.

Councilman Rojas: Aye.

Councilman Green: What was the original motion?

Councilman Rojas: The motion is pass Resolution No. 14-27. We have to have, we still have to pass the resolution. And then the ...

Mayor Diaz: The amendment passed.

Councilman Rojas: ... (inaudible) to have the dates.

Councilman Green: Okay. So the resolution of the Mayor and Council of the City of South Tucson, agreement ...

Councilman Rojas: Yeah, mm hm.

Councilman Green: ... between the City and ...

Councilman Rojas: It's just a resolution. The other part will be a working dates.

Councilman Green: Okay, so ...

Councilman Rojas: (Inaudible).

Ms. Moreno: Can I just make a recommendation here, ...

Councilman Green: Please.

Ms. Moreno: ... just a recommendation. If you make a motion to pass a resolution and include just simple language that states that we will fix those dates and bring it back to the Mayor for his review before he signs off on it, so you can approve the resolution, as is, basically saying that the Mayor and Council are in favor and okay with the grant-in-aid, and we will get those corrections to the actual agreement corrected, and have the Mayor sign that once it is corrected. So it won't take very long. I'll have Michelle get that corrected and bring it back to the Mayor ...

Councilman Green: Okay. And, ...

Ms. Moreno: ... for his signature.

Councilman Green: ... it doesn't need to come back before the Council?

Ms. Moreno: No. No.

Councilman Green: Okay.

Ms. Moreno: And you can make the motion to vote ...

Councilman Rojas: Approve the resolution.

Mayor Diaz: As stated by the City Clerk.

Ms. Moreno: So the motion will be is to vote in favor of the resolution, with the amendments to correct the dates on the agreement.

Councilman Rojas: Okay.

Ms. Moreno: To show the, you know, ...

Mayor Diaz: It's been moved.

Ms. Moreno: I'll make sure the minutes show exactly that so ...

Councilman Green: Okay.

Ms. Moreno: ... that it's all verified.

Councilman Green: And can we get a copy of that, please?

Ms. Moreno: Yes, you will.

Councilman Green: Okay, thank you.

Mayor Diaz: It's been moved.

Councilman Rojas: Move that we approve Resolution No. 14-27 and the dates.

Mayor Diaz: I need a second.

Councilman Patino: Second.

Motion passed unanimously.

ITEM #08 – REPORTS – None at this time.

ITEM #09 – CALL TO THE AUDIENCE – No response from the audience.

ITEM #07 – EXECUTIVE SESSION PURSUANT TO A.R.S. SECTION 38-431.03(A)(4)

Motion by Councilman Rojas to adjourn the Regular Meeting and enter into Executive Session. Seconded by Councilman Patino. Motion passed unanimously.

Motion by Councilman Rojas to adjourn the Executive Session and reconvene into Regular Meeting. Seconded by Councilman Green. Motion passed unanimously.

1. PERSONNEL MATTERS INTERVIEWS – CITY ATTORNEY

Motion by Councilman Rojas to forward the Council's recommendations of candidates 1, 2, 3, and 4 to the City Manager for negotiation and possible appointment. Seconded by Councilman Green. Motion passed unanimously.

ITEM #10 - ADJOURNMENT

Motion by Councilman Rojas to adjourn the Regular Meeting. Seconded by Councilman Green. Motion passed unanimously. The meeting adjourned at 8:50 p.m.

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Paul Diaz, Mayor

ATTEST:

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Veronica Moreno, City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the City Council of South Tucson, Arizona, held on the 22<sup>nd</sup> day of September, 2014. I further certify the meeting was duly called and a quorum was present.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

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Veronica Moreno, City Clerk