

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF EL MIRAGE
EL MIRAGE CITY COUNCIL CHAMBERS
14010 N. EL MIRAGE ROAD
6:00 P.M., TUESDAY, OCTOBER 16, 2012**

Members of the El Mirage City Council will attend either in person or by telephone conference call.

Please silence all electronic communication devices (including cell phones and pagers) before the meeting is called to order. Thank you.

Note: The Common Council of the City of El Mirage, by a duly passed motion, may vote in public session to adjourn to executive session on any agenda item in conformation with A.R.S. Section 38.431.03 including legal advice from the City Attorney.

Agenda

I. CALL TO ORDER

Pledge of Allegiance
Moment of Silence

II. ROLL CALL

Mayor Lana Mook	Vice Mayor David Shapera
Councilmember Roy Delgado	Councilmember Jim McPhetres
Councilmember Jack Palladino	Councilmember Joe Ramirez
Councilmember Lynn Selby	

III. CALL TO THE PUBLIC

Citizens desiring to speak on a matter that IS NOT on this agenda may do so at this time. Comments shall be limited to three (3) minutes per person and shall be addressed to the City Council as a whole. At the conclusion of the Call to the Public, individual City Council Members may (1) respond to criticism made by those who have spoken (2) direct staff to review or respond to the matter, and (3) direct that the matter be put on a future agenda.

IV. PRESENTATION

- Presentation to the Mayor and Council of the Government Finance Officers Association's Certificate of Achievement for Excellence in Financial Reporting for FY 10-11 by Jerry Hart, President-Elect of the Government Finance Officers Association of Arizona. (Finance)

V. CONSENT AGENDA

All items listed under the Consent Agenda will be voted on with one motion. If discussion is desired regarding any Consent Agenda Item, that item will be removed from the Consent Agenda and voted on separately.

1. Consideration and action requesting that the Mayor and City Council award a contract for a Railroad Sewer Crossing Project (No. EM12-WW02) to ALR Construction in the amount of \$69,821.21, approve a construction contingency in the amount of \$3,178.79, and BNSF contingency in the amount of \$10,715.00 for BNSF to provide flagger during construction for a total amount requested of \$83,715.00. Also request that a transfer of \$35,000.00 from the Sewer Enterprise Capital Fund (account code 54-408-699) be transferred into the Sewer Enterprise Capital Fund (account code 54-408-698) to fund the project. (Development & Community Services)
2. Consideration and action authorizing the City Manager to amend the Communications Site Lease Agreement with American Tower Asset Sub, LLC for the Cell Tower located at 14406 N. Alto Street. (Finance)
3. Consideration and action approving Resolution R12-10-31, temporarily suspending El Mirage City Code §130.01, and allow the possession and consumption of alcoholic beverages only in the designated area of Gateway Park on Saturday, November 17, 2012 between the hours of 12:00 pm and 9:00 pm for the City's Annual Fall Festival. (Administration)
4. Consideration and action awarding of Landscape Maintenance Contract to ISS Grounds Control, Inc. (Public Works)
5. Consideration and action awarding Job Order Contracts for asphalt, concrete, and grading projects to Cactus Asphalt, Specialized Surfacing Utility Paving & Construction, L.L.C., and Regional Pavement Maintenance of Arizona, Inc. (Public Works)
6. Consideration and action awarding Job Order Contracts for landscaping projects to Landscape Construction Services, Inc.; Tangela's Landscaping; and Tree Care Plus, Inc. (Public Works)
7. Consideration and action approving a purchase agreement between the City of El Mirage and the City of Goodyear for Long Term Storage Credits. (Public Works).
8. Consideration and action to authorize the Finance Director to transfer budget authority as outlined in the agenda report. (Finance)
9. Consideration and action to authorize the Finance Director to loan \$75,000 from the General Fund (10) to the Capital Projects Fund (58) as of June 30, 2012 and to reverse the loan as of July 1, 2012. (Finance)

10. Consideration and action to authorize the Finance Director to close the Home Rehab Fund to the General fund in the FY 11-12 budget year. (Finance)

11. Consideration and action to authorize the Finance Director to close the Senior Center Funds to the General Fund in the FY 11-12 budget year. (Finance)

VI. REGULAR AGENDA

A. Consideration and action to approve the concept by the Maricopa County Library District on plans to remodel the interior of the Library located in the City of El Mirage. (Public Works)

B. Consideration and action approving Ordinance O12-10-09, an ordinance fixing the dates, times and location of the 2013 City Council meetings. (City Clerk)

C. Public Hearing – Conditional Use Permit (Development & Community Services)

(1) Title Loans in Urban Corridor Zoning – 12333 NW Grand Ave.

(2) Tattoo and Piercings in Urban Corridor – 12333B NW Grand Ave.

D. Consideration and action on a request for a conditional use permit for Title Loans in Urban Corridor Zoning – 12333 NW Grand Ave.

E. Consideration and action on a request for a conditional use permit for Tattoo and Piercings in Urban Corridor Zoning – 12333 NW Grand Ave.

F. Consideration and action to approve Amendment No. 121-48-2012-03 to the IGA between the Regional Public Transit Authority/Valley Metro and the City of El Mirage for the purchase, construction, and installation of two (2) bus shelters with bus pullouts in the City. (Development & Community Services)

G. Consideration and action approving a Notice of Intent to Implement New User Fees associated with the New Wayfinding Sign Program. (Public Works)

VII. CITY MANAGER SUMMARY OF CURRENT EVENTS

The City Council may not discuss or act upon any matter in the City Manager's summary unless the specific matter is properly noticed for legal action.

VIII. MAYOR'S COMMENTS and COUNCIL SUMMARY OF CURRENT EVENTS

The Mayor and City Council may not discuss or act upon any matter in the summary unless the specific matter is properly noticed for legal action.

IX. ADJOURNMENT

Accommodations for Individuals with Disabilities. Alternative format materials, sign language interpretation, assistive listening devices or interpretation in languages other than

English are available upon 72 hours advance notice through the Office of the City Clerk, 12145 NW Grand Avenue, El Mirage, Arizona (623)876-2925, TDD (623)933-3258, or FAX (623) 876-4606. To the extent possible, additional reasonable accommodations will be made available within the time constraints of the request.

AFFIDAVIT OF POSTING – CITY COUNCIL MEETING OF OCTOBER 16, 2012

I hereby certify that this agenda was posted by 5:00 p.m. on October 15, 2012 at the following locations: 1) City of El Mirage Lobby Area, 12145 N.W. Grand Ave. 2) City of El Mirage Human Resources Office, 12145 N.W. Grand Ave. 3) City Community Services Department, 14010 N. El Mirage Road; and 4) Maricopa County Library, 14011 N. First Avenue, El Mirage.

Richard Saathoff, City Clerk