

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF EL MIRAGE
EL MIRAGE CITY COUNCIL CHAMBERS
14010 N. EL MIRAGE ROAD
TUESDAY, JANUARY 8, 2013**

Minutes

I. CALL TO ORDER

The meeting was called to order by Mayor Lana Mook at 6:00 p.m. The Council led the public in the Pledge of Allegiance and a Moment of Silence.

II. ROLL CALL

Present: Mayor Lana Mook, Vice Mayor Joe Ramirez, Councilor Roy Delgado, Councilor Jim McPhetres, Councilor Jack Palladino, Councilor, Lynn Selby, Councilor David Shapera.

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.

There were no public comments offered.

IV. 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 approving the minutes of the Regular Council Meeting held Tuesday, December 4, 2012; the Work Session held Tuesday, December 4, 2012 and the Goal Setting Workshop held Tuesday, December 18, 2012. (City Clerk)
2. Consideration and action Replacement of Water Service Lines and Deletion of an Outdated Four (4) Inch Water Main in the amount not to exceed \$53,145. (Administrative & Operational Services)
3. Consideration and action requesting that the Mayor and City Council give signature authority to the City Manager to award a contract for the El Frio Street Reconstruction Project (EM12-ST01) to Combs Construction Company, Inc. in the amount of \$170,235.71 and approve a construction contingency in the amount

of \$14,000.00. The total amount requested is \$184,235.71. (Development & Community Services)

4. Consideration and action requesting that the Mayor and City Council give signature authority to the City Manager to award a contract for the Waterline Replacement Project – Phase II (EM11-W02) to Pierson Construction Corporation in the amount of \$405,795.01 and approve a 10% construction contingency in the amount of \$40,579.50. The total amount requested is \$446,374.51. (Development & Community Services)

Vice Mayor Ramirez made a motion to approve consent items 1 thru 4 as presented; seconded by Councilor Delgado. Motion Carries, unanimously.

V. REGULAR AGENDA

- A. Consideration and approving the City of El Mirage to co-sponsor the American Cancer Society's Relay for Life event to be held in El Mirage on April 6, 2013 at Gateway Park by waiving the park permit fees and allowing for public notices to be placed within the city's no cost advertisement avenues; subject to the approval of the City Manager. (Administration)

Vice Mayor Ramirez made a motion to approve the City of El Mirage to co-sponsor the American Cancer Society's Relay for Life event to be held in El Mirage on April 6, 2013 at Gateway Park by waiving the park permit fees and allowing for public notices to be placed within the city's no cost advertisement avenues; subject to the approval of the City Manager, as presented; seconded by Councilor McPhetres. Motion Carries, unanimously

- B. Consideration and action approving of a resolution approving a Development Agreement with Lennar Arizona, Inc. for Thompson Ranch Phase 4. (Development & Community Services)

Vice Mayor Ramirez made a motion to approve Resolution R13-01-01, approving a Development Agreement with Lennar Arizona, Inc. for Thompson Ranch Phase 4, as presented; seconded by Councilor Shapera. Motion Carries, unanimously.

- C. Public Hearing - new user fees for leasing space on Wayfinding signs. (Administrative & Operational Services)

Mayor Mook opened the public hearing at 6:07.

Larry Dobroski presented a brief history of the project.

No comments were offered

The public hearing was closed at 6:15

- D. Consideration and action approving Resolution No. R13-01-02, the new user fees for leasing space on Wayfinding signs. (Administrative & Operational Services)

Vice Mayor Ramirez made a motion to approve Resolution No. R13-01-02, the new user fees for leasing space on Wayfinding signs, as presented; seconded by Councilor Palladino. Motion Carries, unanimously.

- E. Consideration and action requesting the Mayor and City Council give signature authority to the City Manager to enter into a Construction Manager at Risk – Construction Phase services agreement with D.L. Withers Construction to provide construction phase services for the new El Mirage Police Facility (Project No. EM12-F01) in an amount not to exceed \$5,263,715 and that the Finance Director increase the project budget by \$184,000 including necessary budget and cash transfers and that bond premium funds be utilized to pay for the increase. (Development & Community Services)

Police Chief Campbell presented a brief overview of the design of the proposed facility. Finance Director Nilles presented a brief overview of the project budget.

Kim Walden of the El Mirage Police Employees Association reported the Officers are extremely pleased with the proposed new police facility.

Vice Mayor Ramirez made a motion to give signature authority to the City Manager to enter into a Construction Manager at Risk – Construction Phase services agreement with D.L. Withers Construction to provide construction phase services for the new El Mirage Police Facility (Project No. EM12-F01) in an amount not to exceed \$5,263,715 and that the Finance Director increase the project budget by \$184,000 including necessary budget and cash transfers and that bond premium funds be utilized to pay for the increase, as presented; seconded by Councilor Delgado. Motion Carries, unanimously.

VI. 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.

Dr. Isom announced the City's first Special Event of 2013 will be the El Mirage Youth Day on Friday, January 25, 2013 from 5 – 8 pm. There will be numerous activities celebrating the youth of our community with music, dances, community groups, sports teams, obstacle courses, and food and beverages at the Civic Plaza.

The City Manager reported the Salt River Pima Maricopa Indian Community has awarded the City a grant for \$35,000 under its 12% Gaming Revenue Sharing initiative to support the new YMCA's sustainability campaign. The City would especially like to thank tribal President Diane Enos for recognizing the YMCA as an enduring benefit to El Mirage and all West Valley communities.

City Manager Isom announced the family of John F. Long graciously donated the 5.19-acre site where the new YMCA will be constructed. Mr. Long's family continues its advocacy for El Mirage, recognizing the City's potential as an economic hub, as well as a family-focused community with a bright future.

VII. 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.

Councilor McPhetres reported that he was happy with the positive vote on the new police facility.

Councilor Selby reported on his work with MAGs Domestic Violence Committee.

Vice Mayor Ramirez reported that the City is heading in the positive direction.

Councilor Delgado reported of the renovation of the Library is moving forward. The building will be closed for about three (3) weeks for the construction. The Dysart Education Foundation is starting an "anti-bullying program".

VIII. EXECUTIVE SESSION

To discuss Arizona Department of Transportation Intergovernmental Agreement (ADOT/JPA File No. 09-067-I).

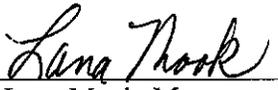
Vice Mayor Ramirez made a motion to adjourn into an Executive Session to discuss Arizona Department of Transportation Intergovernmental Agreement (ADOT/JPA File No. 09-067-I); seconded by Councilor Shapera. Motion Carries, unanimously.

The Council adjourned into Executive Session at 6:56 P.M.

The City Attorney reported the Council had met in Executive Session to discuss Arizona Department of Transportation Intergovernmental Agreement (ADOT/JPA File No. 09-067-I) and that no action had been taken.

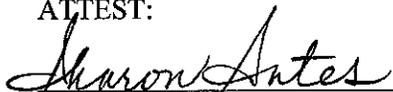
IX. ADJOURNMENT

Mayor Mook reconvened the Council Meeting and adjourned the meeting at 8:09 P.M.



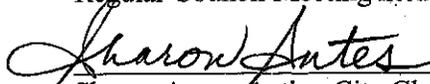
Lana Mook, Mayor

ATTEST:



Sharon Antes, Acting City Clerk

I hereby certify the foregoing minutes are a true and accurate record of the City of El Mirage Regular Council Meeting held January 8, 2013 and a quorum was present.



Sharon Antes, Acting City Clerk