

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF EL MIRAGE
EL MIRAGE CITY COUNCIL CHAMBERS
14010 N. EL MIRAGE ROAD
6:00 PM - TUESDAY, April 21, 2015**

Minutes

I. ROLL CALL

Present: Mayor Lana Mook, Vice Mayor Joe Ramirez, Councilor Roy Delgado, Councilor Bob Jones, Councilor Jack Palladino, Councilor Lynn Selby, Councilor David Shapera

II. CALL TO ORDER

The meeting was called to order at 6:00 PM.
Pledge of Allegiance
Moment of Silence
Silence Cell Phones & Pagers

III. PRESENTATION

President and CEO Chris Camacho arrived at 6:15; Deputy City Manager Larry Dobrosky presented Regular Agenda Items A and B prior to this presentation.

- P1.** Presentation by the Greater Phoenix Economic Council (GPEC) on regional economic development activities and competitiveness (Development/Community Services)

Economic Development Specialist Tom Doyle introduced GPEC President and CEO Chris Camacho. Mr. Doyle believes the partnership with GPEC is a good relationship for the City of El Mirage. GPEC is recognized nationally for their regionalism and Mr. Camacho is greatly respected with an impressive record.

Mr. Camacho reported GPEC represents 22 cities in the metropolitan area. Their goal is no longer just about costs because it is important to provide talent necessary to attract businesses. They are focused on job creation to increase capital wealth. Twenty-four companies have been added to the GPEC community. Companies are looking for Shovel Ready sites that have titled lands and infrastructure (power, water, gas, and sewer). Mega Sites are large parcels of land controlled by a single owner with most infrastructure delivered to site. GPEC actively promotes shovel-ready sites and mega sites to Developers. Their FY 2016 planning activities include solidifying their reputation as a Best-In-Class Economic Development Organization. In Marketing and Communications, they will enhance GPEC's web presence, create a targeted digital campaign for California, construct a digital warehouse, host in-bound national media tours and scale GPEC's media strategy.

IV. PROCLAMATIONS

- PR1.** Proclamation to support the 77th anniversary of the United States Merchant Marine (Administration)

Intergovernmental Manager Amber Wakeman introduced this Proclamation stating since 1775 merchant mariners have bravely served our County and in 1936 the Merchant Marine Act officially established their role in our military as a wartime naval auxiliary. Merchant mariners have served in every conflict in our Nation's history providing crucial supplies and equipment. These brave men and women demonstrate courage, love of Country, and devotion to duty and willing to make the ultimate sacrifice. The United States is safer and the world is more peaceful because of the work of our merchant mariners.

Mayor Mook proclaimed the support of the 77th Anniversary of the United States Merchant Marines.

- PR2.** Proclamation to support PowerTalk 21® Day, April 21, 2015 (Police)

Assistant Police Chief Terry McDonald presented this Proclamation recognizing the importance of parents talking with their teens about alcohol. High school students who use alcohol or other substances are five times more likely to drop out of school or believe good grades are not important. Teen alcohol use kills 4,700 people each year, more than all other illegal drugs combined. Parents are the primary influence when it comes to decisions about drinking alcohol.

Mayor Mook proclaimed April 21, 2015 PowerTalk 21® Day.

- PR3.** Proclamation declaring the month of May 2015 as Building Safety Month (Fire & Building Safety)

Building Official Mary Dickson presented this Proclamation sponsored by the International Code Council to remind the public about the critical role of a community's largely unknown guardians of public safety, local code officials, who assure us of safe, efficient and livable buildings.

Mayor Mook proclaimed May 2015 Building Safety Month.

V. 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/or (3) direct that the matter be put on a future agenda.

Resident Lupe Cisneros thanked the Police Department for their prompt responses when recently called upon. He stated he believes it is unfortunate when the public does not say anything about the good things that happen. He also invited the Mayor and Council and key staff to attend the Pueblo Futuro HOA Annual Meeting on May 15, 2015. Dr. Isom reported all invitations were given to Council and invited Staff.

VI. 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, March 17, 2015. (City Clerk)
2. Consideration and action to approve the destruction of municipal documents that have reached the end of their retention period as authorized under A.R.S. §41-151.19. (City Clerk)

Vice Mayor Ramirez moved to approve all items listed on the Consent Agenda as presented; seconded by Councilor Delgado. Motion carried unanimously (7/0).

VII. REGULAR AGENDA

- A. Consideration and action to authorize purchase and installation of six play structures in various City pocket parks from Sunstate Recreation under The Cooperative Purchasing Network (TCPN) contract #5201 in an amount not to exceed \$139,148. (Public Works)

Deputy City Manager Larry Dobrosky presented Recreation, Facilities and Vehicle Maintenance Supervisor Nick Russo to discuss the six parks (Brown Family Park, Dahlia Park, Dreyfus Park, Buena Vida Park, Veteran's Park and Charter Oak Park) included in this contract. This is an approved capital project for FY 2015/16 that will completely remove existing structures, surfaces and footings. New play structures will be installed. The sand surface will be upgraded to wood chip surface to meet ADA compliance.

Mr. Dobrosky reported that while this project is scheduled for FY 2015/16, one HOA has offered to contribute and will allow this project to be moved forward with completion anticipated for summer of 2015. Mr. Martin Neffs was introduced to Council, representing Cactus Park Homeowners' Association. He remarked on the great relationship the HOA has with the City and presented the Mayor with a check in the amount of \$32,423.18.

Councilman Delgado asked about the warranty and was advised by Mr. Dobrosky the equipment has a 10-year warranty.

Councilor Jones stated he is impressed the City periodically evaluates these parks and updates them when necessary.

Vice Mayor Ramirez moved to authorize purchase and installation of six play structures in various City pocket parks from Sunstate Recreation under the Cooperative Purchasing Network (TCPN) contract #5201 in an amount not to exceed \$139,148; seconded by Councilor Delgado. Motion carried unanimously (7/0).

- B. Consideration and action to authorize the City Manager to enter into a contract with Felix Construction under City of Peoria JOC contract #ACON18313B in an amount not to exceed \$163,000 for services needed to repair the Dietz Crane well. (Public Works)

Mr. Dobrosky explained the needs required for the Dietz Crane well resulted from regular well evaluations. This Job Order Contract will include extensive repair work by Felix Construction who the City has done business with in the past. Utilities Supervisor Shane Swartwout was present to answer technical questions.

Councilor Delgado asked if the loop system will continue to provide the correct amount of water pressure; Mr. Swartwout reported Dietz Crane well is currently out of operation and water pressure is maintained.

Councilor Jones asked for the time frame to complete repairs and was advised by Mr. Swartwout said repairs could take from two days to two weeks.

Vice Mayor Ramirez moved to authorize the City Manager to enter into a contract with Felix Construction under City of Peoria JOC Contract #ACON18313B in an amount not to exceed \$163,000 for services needed to repair the Dietz Crane Well; seconded by Councilor Delgado. Motion carried unanimously (7/0).

- C. Continuance from March 3, 2015 of the public hearing, closure of public hearing, followed by Council's consideration and action for GPA14-05-25, a major amendment to the 2010 General Plan, proposing to change Transit Oriented Development to Residential at the NW & NE corners of Grand Avenue and Thompson Ranch Road. (Development and Community Services)

Mayor Mook opened the Public Hearing. City Attorney Bob Hall reported the litigation teams and attorneys are continuing to work on negotiating a settlement agreement, therefore, this Public Hearing needs to be continued again to the next meeting to be held May 5, 2015. The formal letter from the Thompson Ranch Partners attorney requesting the continuance will be received and added as a matter of record to these minutes.

Mayor Mook closed the Public Hearing.

Vice Mayor Ramirez moved to continue the Public Hearing for a major amendment to the 2010 General Plan, proposing to change Transit Oriented Development to Residential at the NW & NE corners of Grand Avenue and Thompson Ranch Road until May 5, 2015; seconded by Councilor Palladino. Motion carried unanimously (7/0).

- D. Consideration and action to approve Ordinance O15-04-04 authorizing the City Manager to execute quit claim deeds to convey certain parcels of City property within the Cactus Park Estates. (Development and Community Services)

Development and Community Services Director/City Engineer Jorge Gastelum presented maps indicating the location of five Cactus Park Estates monuments. Pursuant to A.R.S. §9-407, the City wishes to convey these parcels to the Cactus Park Estates HOA.

Councilor Shapera disclosed his residency in the Cactus Park Estates.

Vice Mayor Ramirez moved to approve Ordinance O15-04-04 authorizing the City Manager to execute quit claim deeds to convey certain parcels of City property within the Cactus Park Estates; seconded by Councilor Delgado. Motion carried unanimously (7/0).

- E. Consideration and action to approve the purchase and installation of Storage Area Network and Backup Equipment from Sentinel Technologies in an amount not to exceed \$51,000 utilizing Arizona State Contract ADSPO12-024651. (Information Technology)

Information Technology Director Tom Bacome explained that this purchase and installation of storage network and backup equipment will allow IT services to grow and expand. This was identified as one of the Capital Projects for FY 2015/16 which will provide two devices, one for City Hall and one for the Police Department. This is a long-term records backup system.

Mayor Mook asked if this included the Court and was informed their system is through the State and not through the City of El Mirage.

Councilor Delgado approved the destruction of paper records and inquired whether this would help reduce the amount of paper required for storage. Mr. Bacome informed he is working with the City Clerk to provide electronic storage and records destruction per retention schedules but it is a separate program from the one being requested.

Vice Mayor Ramirez moved to approve the purchase and installation of Storage Area Network and Backup Equipment from Sentinel Technologies in an amount not to exceed \$51,000 utilizing Arizona State Contract ADSPO12-024651; seconded by Councilor Delgado. Motion carried unanimously (7/0).

- F. Consideration and action to approve the acceptance, if awarded, of Arizona Criminal Justice Commission (ACJC) Crime Victim Assistance grant funds, in the amount of \$32,491 for the Victim Advocate Program. (Police Department)

Assistant Police Chief Terry McDonald presented background for the Victim's Assistance Program. Grant approval will be known in June and this request is to accept the funds if awarded which will approve making the Victim's Assistance Coordinator a full-time position. Victim's Assistant Coordinator Iva Rody stated their case load has increased and the addition of these grant funds will enable the City to move forward and provide more assistance to residents.

Mayor Mook reported she has received phone calls from individuals who have received her assistance.

Councilors Delgado, Jones, Selby and Palladino thanked Ms. Rody for her presentation.

Vice Mayor Ramirez moved to approve the acceptance, if awarded, of Arizona Criminal Justice Commission (ACJC) Crime Victim Assistance grant funds, in the amount of \$32,491 for the Victim Advocate Program; seconded by Councilor Delgado. Motion carried unanimously (7/0).

- G. Consideration and action to approve Resolution R15-04-05 authorizing the City Manager to conduct a 2015 full special (mid-decade) census in El Mirage, if either the City of Phoenix, Mesa, or Tucson decide to conduct a mid-decade census in 2015. (Finance)

Finance Director Robert Nilles reported State Shared Revenues are tied to population figures and funds are allocated based on population using census or mid-decade census. State Shared Funds come from sales tax, income tax, vehicle license tax and Highway User (gasoline) Tax (HURF). No statewide or countywide mid-decade census was proposed for 2015, however there is a possibility that nine cities and towns (who have seen a significant population increase since 2010) tentatively plan to conduct and pay for their own mid-decade census to potentially receive more state shared revenue. Mr. Nilles then reviewed current State Shared Revenues by individual municipal population. The cost of a mid-decade census would include fees to apply to the U.S. Census Bureau, and costs for census takers, materials, advertising and support services totaling approximately \$70,214. Mr. Nilles reported a potential solution could be to adopt the 2014 or 2015 estimated population numbers rather than using the 2010 census figures. He stated tonight's request is adopt a resolution permitting the City Manager to engage in a special mid-decade census only if the cities of Mesa, Phoenix, or Tucson participate. If they do not conduct a mid-decade census, no action will be taken. Basically, the City needs to spend money to conduct a census to not lose as much money through State shared revenues. Every resident counts.

Mayor Mook asked by what date do cities have to decide whether to conduct a census and was advised by Mr. Nilles there is not a fixed date but if a census is conducted, it must be completed and reported to the census by March 2016.

Vice Mayor Ramirez stated there are fewer unoccupied homes and new home construction in El Mirage. He and Councilor Delgado wondered if population could be determined by using utility billings or the number of water meters times a 2.7/household estimate. Dr. Isom reported those could perhaps show an increase but revenues for all cities are based on independent calculations for all cities, such as a census, and the unknown depends on the number of people responding. There is one pot of money for all the cities and if a census determines some cities have grown and funds are reallocated, that simply means funds are reallocated downward for the remaining cities. Dr. Isom recommended caution, patience, and readiness to determine what could have the most negative impact on the City's state shared revenues in the future; larger cities conducting a mid-decade census will be the determining factor in the necessity for the City to become involved.

Vice Mayor Ramirez moved to approve Resolution R15-04-05 authorizing the City Manager to conduct a 2015 full special (mid-decade) census in El Mirage, if the City of Phoenix, Mesa, or Tucson decides to conduct a mid-decade census in 2015; seconded by Councilor Delgado. Motion carried unanimously (7/0).

VIII. 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 reported that the last Special Event before the summer break will be the Cinco de Mayo Fiesta at Gentry Park, Friday, May 1st from 5-9 PM. Admission is FREE, so he encouraged all to come and enjoy this event before the summer break.

He introduced Assistant Police Chief Terry McDonald who advised Council that two years ago Officers Chris Culp and Jason Vargas, along with Volunteer Johnny Juarta, presented him with the request to move forward with an Explorers' Program. Acting Sgt. Culp then reported on the recent competition in held in California that included six members of the now active Explorers' program. The competition included crime scene investigation, high risk vehicle stops, active shooter, alley shooting gallery, tubular assault, 5-man hostage event, suspicious person, warrant service, rock climbing, bear cat pull and 3-mile run. The City took third place in the 3-mile run and fifth place in the sharpshooter event out of 29 participating associations.

Fire Chief Jim Wise presented four new fire fighters: Cesar Urena, Quinton Jones, Michael Brenham and Carl Markowski. He thanked Human Resources

Director Sandy King and her staff, Dawn Hailey and Vicki Chavez, for their assistance in the selection process.

Dr. Isom also commended the Human Resources Department for their efforts on behalf of the City of El Mirage.

IX. 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 Delgado reported the Board of Supervisors’ April 11th meeting was moved to May 22nd which is when the CDBG funds for water lines in El Mirage will be addressed. He also attended the Library Citizen’s Advisory Meeting and reported many libraries are being upgraded; the City of El Mirage has already been upgraded last year.

Vice Mayor Ramirez reported on the Police Department workshop on held the previous Saturday and reported he was most impressed with learning the information and details of what our police officers deal with on a daily basis. He also thanked Dr. Isom for bringing this diverse community together with the new employees coming to the City of El Mirage.

Councilor Jones reported he also attended the Police Department workshop and learned a great deal regarding Tasers. He too welcomed the four new Firefighters.

Mayor Mook also the Saturday workshop at the Police Department and stated they presented extensive education regarding use of force by police officers and found the presentation “amazing.”

X. ADJOURNMENT

The meeting was adjourned at 7:44 PM.

Lana Mook

Lana Mook, Mayor

ATTESTED BY:

Sharon Antes

Sharon Antes, City Clerk

I hereby certify the aforementioned minutes are a true and accurate record of the Regular City of El Mirage City Council Meeting held on April 21, 2015 and a quorum was present.

Sharon Antes

Sharon Antes, City Clerk