REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF EL MIRAGE
EL MIRAGE MUNICIPAL COURT
14010 N. EL MIRAGE ROAD
6:00 P.M., THURSDAY, MAY 10, 2007

Minutes

I. **CALL TO ORDER** – The meeting was called to order by Mayor Fred Waterman at 6:00 p.m. Council led the public in the Pledge of Allegiance and a Moment of Silence.

II. **ROLL CALL** – Present were: Mayor Fred Waterman, Vice Mayor Michele Kern, Councilor Xavier Bedolla, Councilor Roy Delgado, Councilor Roger Cleveland, Councilor Bill Conner, Councilor Adam Super.

Present were: City Manager B.J. Cornwall, Attorney Fredda Bisman, Police Chief Ken Holmes, Fire Chief Scott Alvord, Finance Director Larry Price, Community Development Director George Flores, Human Resources Director Toni Brown, Technology Services Director Pat Timlin, Public Works Director Lance Calvert, City Clerk Richard Saathoff. Excused: City Engineer Chris Young.

III. **CONSENT AGENDA**

Mayor Fred Waterman removed items F, G, H, and I from the Regular Agenda.

Councilor Delgado asked if Consent Agenda Item # 2 can be moved to the Regular Agenda.

Mayor Fred Waterman moved Consent Agenda item # 2 to the Regular Agenda.

1. **Consideration and action to approve the regular Council Minutes of April 26, 2007.**

2. **Consideration and action regarding an Intergovernmental Agreement between the City of El Mirage and Maricopa County Board of Supervisors on behalf of Maricopa County Sheriff's Office for coordination of the Governor's Office of Highway Safety West Valley DUI Task Force.**

3. **Consideration and action regarding approval of the dedication of 55 feet of right-of-way that is part of the "Skyway Business Park II Condominium" final plat. The right-of-way is parallel to the**

monument line of Dysart Rd. and is between Varney Rd. and Cactus Rd.

4. **Consideration and action regarding awarding a contract for dust control to Soilworks LLC in the amount of $75,129.25.**

5. **Consideration and action regarding approval of Ordinance No. O07-05-02, amending Chapter 3 "Administration", Section 3-4-4 "Expenditures; signatures on checks and ratification". The City Code requires that all checks for expenditures shall bear two (2) signatures, the City Clerk and Assistant Finance Director. It is recommended that the City Manager and Finance Director be added to provide continuation of uninterrupted service.**

Councilor Super made a motion to approve Consent Agenda items 1, 3, 4, and 5; seconded by Councilor Conner.

VOTE: Yea: Bedolla, Cleveland, Conner, Delgado, Kern, Super, Waterman
Nay:
Motion: Carried

IV. MAYOR'S COMMENTS

Mayor Fred Waterman said that last night, Wednesday, May 9, the Dysart School Board recognized Councilor Adam Super and the Mayor for putting together the Junior Councilmember program.

V. REGULAR AGENDA

A. **Presentation of the Oath of Office to the Junior Councilmember's for the month of May by Councilor Adam Super.**

2. **Consideration and action regarding an Intergovernmental Agreement between the City of El Mirage and Maricopa County Board of Supervisors on behalf of Maricopa County Sheriff's Office for coordination of the Governor's Office of Highway Safety West Valley DUI Task Force.**

Police Chief Ken Holmes stated that this Intergovernmental agreement between the City of El Mirage and Maricopa County Sheriff's Office will allow for the use of additional funding awarded to the City of El Mirage Police

Department by the GOHS to pay overtime for police personnel participating in the DUI Task Force.

Councilor Delgado asked whether or not City of El Mirage Police Officers would be selected for the overtime.

Police Chief Ken Holmes said "yes", all of the officers are eligible.

Councilor Super made a motion to approve the Intergovernmental Agreement; seconded by Councilor Conner.

VOTE: Yea: Bedolla, Cleveland, Conner, Delgado, Kern, Super, Waterman
Nay:
Motion: Carried

B. Consideration and action regarding awarding the contract for the City Hall Renovation project to Diamond Ridge Development Corp. in the amount of $249,981.07 and approve a 10% contingency in the amount of $24,998.11 for a total of $274,979.18.

Public Works Director Lance Calvert stated that the City Hall renovations will happen in two stages to help minimize disruptions for citizens as well as staff.

The first phase mainly consists of expanding offices into existing storage and garage spaces from suite 5 to suite 8 as well as exterior improvements, ADA compliant restrooms and code approved plumbing and electrical.

Councilor Bedolla asked apart from the renovations of the existing City Hall, when is the new City Hall going to be built.

City Manager B.J. Cornwall replied that the renovations at the existing City Hall are necessary to provide room for new staff but is a temporary solution until a new City Hall can be constructed, which is at best three years out.

Councilor Delgado asked what the City is going to do for parking.

Public Works Director Lance Calvert said that the City has acquired the gravel lot just across from the Police Station on Primrose St.

Vice Mayor Michele Kern made a motion to approve the renovation of City Hall; seconded by Councilor Super.

VOTE: Yea: Bedolla, Cleveland, Conner, Delgado, Kern, Super, Waterman
Nay:
Motion: Carried

C. Consideration and action regarding opening a public hearing on zoning request for a site plan amendment to add a 9,060 sq. ft. storage building to Clayton Homes at 12345 W. Butler Dr.

Mayor Fred Waterman asked the public for comments regarding a site plan amendment to Clayton Homes at 12345 W. Butler Dr.

A representative from Clayton Homes stated that the purpose of the storage building would be to put their materials now stored outside, inside and under one roof.

D. Consideration and action on closing the public hearing on zoning item.

Councilor Delgado made a motion to close the public hearing; seconded by Councilor Cleveland.

VOTE: Yea: Bedolla, Cleveland, Conner, Delgado, Kern, Super, Waterman
Nay:
Motion: Carried

E. Consideration and action regarding a site plan amendment to add a 9,060 sq. ft. storage building in I-2/65db to Clayton Homes at 12345 W. Butler Dr.

Councilor Super made a motion to approve the site plan amendment; seconded by Vice Mayor Kern.

VOTE: Yea: Bedolla, Cleveland, Conner, Delgado, Kern, Super, Waterman
Nay:
Motion: Carried

F. Consideration and action regarding convening into the Board of Adjustment and into a public hearing to consider a request for an appeal to allow a second access drive and gate in R-1a at 12401 N. 127th Dr.

G. Consideration and action regarding closing the public hearing of the Board of Adjustment regarding an administrative appeal to allow a secondary access [vehicle gate] at 12401 N. 127th Dr.

H. Consideration and action regarding an administrative appeal by Angel and Trinidad Garcia from the decision of the zoning administrator to deny a secondary access [vehicle gate] on the opposite side of the lot from the driveway and garage at 12401 N. 127th Dr. in R-1a/65db.

I. Consideration and action regarding closing the Board of Adjustment and reconvening into regular session.

VI. COUNCIL SUMMARY OF CURRENT EVENTS

Councilor Delgado said that the library usage rates for March were a little low but they rebounded very well in April.

Councilor Delgado urged citizens to use the library often.

VII. CITY MANAGER SUMMARY OF CURRENT EVENTS

City Manager BJ Cornwall said that the new El Mirage Wal-mart store is now taking applications for employment. They will be conducting three job fairs, the first on Saturday, May 12 at the El Mirage Elementary School from 8:00 a.m. to noon, then again on Wednesday, May 16 at the El Mirage Senior Center from 8:00 to 4:00 p.m. The last scheduled job fair will be at the El Mirage Elementary School on Saturday, May 19 from 8:00 a.m. to noon.

There were fourteen successful applicants following the police department written entrance exams. These applicants will move on to the next phase of testing which includes background investigations.

There will be another testing date for police officer recruits on June 2, 2007 at 7:00 a.m. at the Dysart high school. The physical agility test will be held there as well.

The City of El Mirage was awarded $750,000 from CDAC. $500,000 is for the upgrade of Primrose from Thunderbird to Grand Ave, $150,000 for housing rehabilitation and $100,000 for home buyer assistance.

City Manager BJ Cornwall thanked Councilor Delgado, Community Development Director George Flores, and all of staff who helped with obtaining these funds once again.

The City of El Mirage has asked for a two week extension to file their brief to the appellate court regarding the Glendale lawsuit. It is now due at the end of May.

In the May issue of *Phoenix* magazine, the City of El Mirage is ranked the 19th best place to live in Maricopa County. Last year, the City was ranked 22nd.

VIII. CALL TO THE PUBLIC

Mary Izaguirre – 13505 S. El Frio St.

Mary Izaguirre stated that she would like to see all information regarding the contract between the City of El Mirage and the County pertaining to dispatching services.

Mary Izaguirre said that she would like to see the City of El Mirage obtain the titles to five vehicles previously purchased.

IX. EXECUTIVE SESSION

No Executive Session has been requested.

X. ADJOURNMENT

Vice Mayor Michele Kern made a motion to adjourn at 6:25 p.m.; seconded by Councilor Bedolla.

VOTE: Yea: Bedolla, Cleveland, Conner, Delgado, Kern, Super, Waterman
Nay:
Motion: Carried

Fred Waterman, Mayor

ATTEST:

Richard Saathoff, City Clerk

I hereby certify the foregoing minutes are a true and accurate record of the City of El Mirage Regular Council Meeting held on May 10, 2007 and a quorum was present.

Richard Saathoff, City Clerk