

**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, OCTOBER 25, 2007**

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

Agenda

I. CALL TO ORDER

Pledge of Allegiance
Moment of Silence

II. ROLL CALL

Mayor Fred Waterman	Vice Mayor Michele Kern
Councilmember Xavier Bedolla	Councilmember Roger Cleveland
Councilmember Roy Delgado	Councilmember Adam Super
Councilmember William Conner	

III. 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 Thursday, October 11, 2007.
2. Consideration and action approving the destruction of records which have surpassed their retention period as approved by the Arizona State Library, Archives and Public Records.
3. Consideration and action regarding the authorization to sell an out of service, surplus fire engine.
4. Consideration and action to give signature authority to the City Manager to sign a Professional Services Contract with Nfra Engineering for design services for Peoria Ave and Primrose Ave. The contract amount \$151,182 plus a 10% contingency, for a total of \$166,300.

5. Consideration and action to give signature authority to the City Manager to sign a Professional Services Contract with Logan Simpson Design Inc. for a not to exceed amount of \$58,767 for Heritage Park planning and needs assessment.
6. Consideration and action to award a contract for asphalt to Western Emulsions in the amount of \$184,957.90.
7. Consideration and action to award a contract for asphalt to Regional Pavement Maintenance in the amount of \$178,134.24.
8. Consideration and action regarding proposed Resolution No. R07-10-25 adopting the updated valuation and fee chart for Building permits and review fees.
9. Consideration and action regarding the adoption of Resolution No. 07-10-24, declaring as a public document, exhibit "A" amending City El Mirage City Code – Chapter 7 – Building.
10. Consideration and action regarding the adoption of Ordinance No. 07-10-09, amending Chapter 7 – Building of the City of El Mirage City Code.
11. Consideration and action regarding the adoption of Ordinance No. O07-10-10, amending Chapter 11 – Offenses, adding Section 11-1-18 relating to and declaring unlawful the improper disposal of flaming or glowing substances and cigarettes.

IV. MAYOR'S COMMENTS

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

V. REGULAR AGENDA

- A. Consideration and action regarding convening as the Board of Adjustment to consider an appeal of staff refusal to accept an application for a conditional use permit for a church in R-43 within 75db noise zone overlay at the northeast corner of Desert Cove Road and 125th Avenue.
- B. Consideration and action regarding closing the Board of Adjustment public hearing.
- C. Consideration and action on appeal of staff refusal to accept application for a conditional use permit for a church in R-43 within 75db noise zone overlay at the northeast corner of Desert Cove Road and 125th Avenue.

D. Consideration and action regarding closing the meeting of the Board of Adjustment and reconvening into Regular Session.

E. Discussion of Independent Investigation. The City Council will consider waiving the attorney-client privilege and bringing before Council at its next meeting for public discussion the results of an independent investigation conducted at the request of the City.

VI. COUNCIL SUMMARY OF CURRENT EVENTS

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

VII. CITY MANAGER SUMMARY OF CURRENT EVENTS

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

VIII. CALL TO THE PUBLIC

Items related under this portion of the agenda cannot be discussed or acted upon by the Common Council of the City of El Mirage until the provisions of the Open Meeting Law have been complied with.

IX. EXECUTIVE SESSION

No Executive Session has been requested.

X. ADJOURNMENT

If, because of a disability, you need a reasonable accommodation to participate equally in this Council Meeting, or any public hearing or any City program, activity, or service, please contact the City of El Mirage at 623-876-2925 (TDD 623-933-3258) with your needs. Many accommodations such as auxiliary aids and services, alternate format material, or changing facilities, require in excess of 72 hours to arrange. In order for this department to provide timely accommodations, please notify us as far in advance as possible. The City of El Mirage does not discriminate in admission or access to, treatment or employment in, its federally assisted programs and activities.

AFFIDAVIT OF POSTING – CITY COUNCIL MEETING OF OCTOBER 25, 2007

I hereby certify that this agenda was posted by 5:00 p.m. on the 24th October, 2007 at the following locations: 1) City of El Mirage Lobby Area, 12145 N.W. Grand Ave. 2) City of El Mirage City Clerk's 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.

Michael Standish, Deputy City Clerk