

**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 22, 2008**

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 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.

- A. Consideration and action approving the Minutes of the Regular Council Meeting held Thursday, May 8, 2008.
- B. Consideration and action to approve the increase to the AFLAC Flexible Spending Account (FSA) plans annual maximum.
- C. Consideration and action authorizing the City Manager to award the contract for Peoria Avenue Improvements to Grey Mountain Construction in the amount of \$759,921.71 and approve a 10% contingency in the amount of \$75,992.17, for a total request of \$835,913.88.
- D. Consideration and action authorizing the City Manager to award the contract for Onsite Chlorination/Dechlorination project to City Wide

Contracting in the amount of \$355,150.00 and approve a 10% contingency in the amount of \$35,515.00, for a total request of \$390,665.00.

- E. Consideration and action approving a lease of 18.22 acres with the John F. Long Trust for future City use including park and water system improvements.
- F. Consideration and action authorizing the City Manager to award the Construction Manager at Risk Construction Services contract for Dysart Road Paving Improvements to Haydon Building Corporation in the amount of \$3,505,508.53.

IV. REGULAR AGENDA

- 1. Consideration and action approving a contract change to SightCare as the city's vision insurance provider as a voluntary contributory vision plan.
- 2. Consideration and action approving changes to HealthNet medical insurance contract by adding a PPO plan choice in addition to the current HMO plan.
- 3. Consideration and action approving Resolution R08-05-12, adopting the Tentative Budget for fiscal year 2008-09.
- 4. Consideration and action approving Resolution R08-05-13, tentative call for election and expressing intent to consider proposing an Alternative Expenditures Limitation – Home Rule Option for the fiscal years 2009-2010 through 2012-2013.

V. 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.

VI. 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.

VII. 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.

VIII. EXECUTIVE SESSION

Discussion and consultation for legal advice and to consider the City's position and instruct its attorneys regarding pending litigation, including the possible filing of appeal/petition for review to the Arizona Supreme Court

regarding City of El Mirage v. City of Glendale, CV 2005-009570, 1 CA-CV 07-0209. A.R.S. § 38-431.03(A)(3) and (4).

IX. REGULAR AGENDA continued

5. Consideration and action regarding the filing of appeal/petition for review to the Arizona Supreme Court regarding City of El Mirage v. City of Glendale, CV 2005-009570, 1 CA-CV 07-0209. A.R.S. § 38-431.03(A)(3) and (4).

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 MAY 22, 2008.

I hereby certify that this agenda was posted by 5:00 p.m. on May 21, 2008 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