

**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, DECEMBER 11, 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 – MINUTE APPROVAL

1. Consideration and action approving the minutes of the Regular Council Meeting of November, 13, 2008.
2. Consideration and action approving the minutes of the Special Council Meeting of November, 25, 2008.

IV. SWEARING IN AND SEATING OF COUNCIL MEMBERS

3. Presentation of the Oath of Office to Bill Conner, Roy Delgado, and David Shapera.
4. Seating of Council

V. 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.

5. Consideration and action approving the renewal of an Intergovernmental Agreement with the City of Glendale allowing El Mirage Police Officers to provide law enforcement and security services at event on the University of Phoenix Stadium through February 15, 2012.
6. Consideration and action accepting a grant in the amount of \$9,300.00 from the Arizona Criminal Justice Commission to funded overtime associated with DUI enforcement efforts.
7. Consideration and action approving Resolution R08-12-37, accepting dedication of public utility easements from Dysart Unified School District at Dysart Elementary School #20 (Riverview Elementary School).
8. Consideration and action approving Resolution R08-12-40, approving the plat of El Mirage Market Place located at the southwest corner of Cactus Road and El Mirage Road.
9. Consideration and action to give signature authority to the City Manager to award the Construction Manager at Risk Construction Services contract for the Heritage Park Phase II (Project No. PW07-PK01) to Low Mountain Construction, Inc in the amount of \$2,420,008.00.
10. Consideration and action requesting the Mayor and Council to give signature authority to the City Manager to award the contract for crack sealing streets to Tucson Asphalt in the amount of \$99,553.37.
11. Consideration and action approving an IGA between the City of El Mirage and the Dysart School District to fund a School Resource Officer.

VI. REGULAR AGENDA

- A. Public Hearing – to encourage citizen participation regarding priorities for funding under the Community Development Block Grant (CDBG) program, the Home Investment Partnership (HOME) program, and related programs for Urban County communities for the FY 2009/10 grant cycle.
- B. Consideration and action approving Resolution R08-12-38, authorizing the City to submit to Maricopa County Community Development (MCCD) for Community Development Block Grant (CDBG) funds, Small Cities Transportation Assistance Program (SCTAP) funds, and related grant application, and to execute award agreements.
- C. Consideration and action approving Resolution R08-12-39, authorizing the City to submit applications to Maricopa County Community Development (MCCD) for Home Investment Partnership (HOME) projects and related grant applications, and to execute award agreements.

- D. Public Hearing – to receive citizen input regarding the proposed annexation of BNSF Railroad property abutting the boundaries of the City of El Mirage northwest of Thompson Ranch Road, southeast of Greenway and adjacent to the east side of Grand Avenue.
- E. Consideration and action approving Resolution R08-12-35, authorizing the application to the Greater Arizona Development Authority (GADA) for a general obligation bond financing loan in the amount of \$16,000,000.00. The voters approved the loan on November 4, 2008 for street improvements; phase II of the new Community Park; and a new Fire Station. GADA requires that the Resolution be approved with an Emergency clause.
- F. Consideration and action regarding the appointment of the Vice Mayor as per El Mirage City Code, Chapter 2, Section 2-2-2 Vice Mayor.
- G. Consideration and action to approve the appointments of three Planning and Zoning Commission vacancies. The nominated candidates to serve the two year terms ending June 30, 2010 are Hugh Flisyn and Doug Doede. The nominated candidate to complete the term ending June 30, 2009 is Michael Barvitz.

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.

VIII. 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.

IX. 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.

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 DECEMBER 11, 2008.

I hereby certify that this agenda was posted by 5:00 p.m. on December 10, 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.

A handwritten signature in black ink, appearing to read "Michael Standish", written over a horizontal line.

Michael Standish, Deputy City Clerk