

**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, FEBRUARY 26, 2009**

Minutes

- I. **CALL TO ORDER** – The meeting was called to order by Vice Mayor Michele Kern at 6:00 p.m. Council led the public in the Pledge of Allegiance and a Moment of Silence.
- II. **ROLL CALL** – Present were: Vice Mayor Michele Kern, Councilmember Roger Cleveland, Councilmember Roy Delgado, Councilmember David Shapera, Councilmember Adam Super. Absent were: Mayor Fred Waterman, Councilmember William Conner.
- III. **CONSENT AGENDA**
1. **Consideration and action approving the Minutes of the Regular Council Meeting held Thursday, February 12, 2009.**
 2. **Consideration and action requesting signature authority be given to the City Manager to award the contract for the Cinnabar Avenue Construction (PW08-ST04) to ELS Construction, Inc in the amount of \$838,121.51 and approve a 10% contingency in the amount of \$83,812.15. Total amount being requested is \$921,933.66.**
 3. **Consideration and action approving Resolution R09-02-04, establishing fees for Geographic Information System (GIS) data and maps.**
 4. **Consideration and action approving a License with BNSF Railroad that will allow the City to install and maintain a twelve inch (12”) water pipeline, with a thirty (30”) casing, under the BNSF spur line at the northeast corner of the intersection of Thunderbird Road and Dysart Road.**

Councilmember Cleveland made a motion to approve the Consent Agenda; seconded by Councilmember Delgado.

VOTE: Yea: Cleveland, Delgado, Shapera, Super, Kern.
 Nay: None.
 Motion: Carried.

IV. **REGULAR AGENDA**

- A. **Public Hearing** – To receive public comments on the proposed minor General Plan amendment for Regional Commercial, Community Commercial, Employment, and Park/Open Space to Public/Semi-

Public at Thompson Ranch School and Transit Oriented Mixed Use on 187.4 acres north of Grand Avenue from the Burlington Northern and Santa Fe Railroad Auto Transfer Facility to the east bank of the Agua Fria River.

Vice Mayor Kern opened the Public Hearing at 6:03.

There were no public comments offered.

The Public Hearing was closed at 6:04.

- B. Consideration and action approving Resolution R09-02-02, approving General Plan amendment from Regional Commercial, Community Commercial, Employment, and Park/Open Space to Public/Semi-Public at Thompson Ranch School and Transit Oriented Mixed Use on 187.4 acres north of Grand Avenue from the Burlington Northern and Santa Fe Railroad Auto Transfer Facility to the east bank of the Agua Fria River.**

Councilmember Super made a motion to approve Resolution R09-02-02; seconded by Councilmember Delgado.

VOTE: Yea: Cleveland, Delgado, Shapera, Super, Kern.
Nay: None.
Motion: Carried.

- C. Public Hearing – To receive public comments on the proposed North Agua Fria East and North Agua Fria West Annexations per Arizona Revised Statutes**

Vice Mayor Kern opened the Public Hearing at 6:07.

There were no public comments offered.

The Public Hearing was closed at 6:08.

V. MAYOR'S COMMENTS and COUNCIL SUMMARY OF CURRENT EVENTS

Councilmember Delgado reported on his tour of the City's new recreation facility.

Councilmember Super reported that he is pleased to be able to purchase gas within the city limits and hopes this spurs additional development.

VI. CITY MANAGER SUMMARY OF CURRENT EVENTS

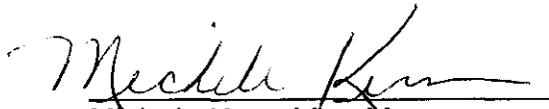
Assistant City Manager Spencer Isom reported that City Manager Cornwall has been delayed on City business. He also reported the City's new park is progressing and that the State has issued a check to the city for Heritage Park Grant.

VII. CALL TO THE PUBLIC

There were no comments received.

VIII. ADJOURNMENT

Vice Mayor Kern adjourned the meeting at 6:10 p.m.


Michele Kern, Vice 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 February 26, 2009 and a quorum was present.


Richard Saathoff, City Clerk