

**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, MARCH 26, 2009**

**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, Councilmember Roger Cleveland, Councilmember William Conner, Councilmember Roy Delgado, Councilmember David Shapera, Councilmember Adam Super.

III. **CONSENT AGENDA**

Mayor Waterman moved Consent Agenda items 1 and 3 to the regular agenda to be voted on separately and removed Consent Agenda items 5 and 6 completely.

1. Consideration and action approving the Minutes of the Regular Council Meeting held Thursday, March 12, 2009.
2. **Consideration and action regarding the destruction of records that have surpassed the retention period as determined by the Arizona State Department of Records Management.**
3. Consideration and action to approve payment to the City of Surprise for equipment, installation, and services related to transitioning to the Regional Wireless Cooperative (RWC) for police communications.
4. **Consideration and action approving Resolution R09-03-05, approving the Final Plat of M.M. Clayton Industrial Park at the southwest corner of El Mirage Road and Butler Drive.**
5. Consideration and action approving Resolution R09-03-06, authorizing the submission of an application for grant consideration by the Arizona Department of Transportation and the Maricopa Association of Governments relating to facilities for pedestrians and bicycles (Grand Ave. Channel).
6. Consideration and action approving Resolution R09-03-07, authorizing the submission of an application for grant consideration by the Arizona Department of Transportation and the Maricopa Association of Governments relating to facilities for pedestrians and bicycles (Multiuse Trail).

Vice Mayor Kern made a motion to approve Consent Agenda items 2 and 4; seconded by Councilmember Conner.

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

**1. Consideration and action approving the Minutes of the Regular Council Meeting held Thursday, March 12, 2009.**

Councilmember Super made a motion to approve the Minutes of the Regular Council Meeting held Thursday, March 12, 2009; seconded by Councilmember Shapera.

VOTE: Yea: Cleveland, Conner, Delgado, Shapera, Super, Waterman  
Nay: None  
Abstain: Kern  
Motion: Carried

**2. Consideration and action to approve payment to the City of Surprise for equipment, installation, and services related to transitioning to the Regional Wireless Cooperative (RWC) for police communications.**

Vice Mayor Kern made a motion to approve the payment to the City of Surprise; seconded by Councilmember Super.

Councilmember Delgado asked how much the City received for trading in the old police communications equipment and whether or not the City of El Mirage would own the new equipment if the contract with the City of Surprise is ever severed.

Police Chief Michael Frazier stated that the old police communications equipment that was purchased about two years ago was traded in for about \$10,000. Carol Campbell, Communications Supervisor for the City of Surprise, stated that if the contract was severed in the future, the City of El Mirage would receive the equipment back.

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

**IV. REGULAR AGENDA**

- A. Consideration and action approving of an IGA between the City of El Mirage and the City of Surprise providing for the City of El Mirage to disconnect water service to customers in the City of Surprise who are delinquent on payments to the City of Surprise for wastewater or sanitation services.**

Councilmember Super made a motion to approve the IGA between the City of El Mirage and the City of Surprise providing for the City of El Mirage to disconnect water service to customers in the City of Surprise who are delinquent on payments; seconded by Vice Mayor Kern.

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

- B. Consideration and action regarding the approval of a Proclamation for the City Council of the City of El Mirage proclaiming April as Fair Housing Month.**

Vice Mayor Kern made a motion to approve the Proclamation proclaiming April as Fair Housing Month; seconded by Councilmember Cleveland.

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

- C. Consideration and action regarding adopting Resolution R09-03-09 reaffirming the Council's support of the City's goal of maintaining the sustainability of the City of El Mirage and the mission of Luke Air Force Base.**

Councilmember Conner made a motion to approve Resolution R09-03-09; seconded by Councilmember Super.

Councilmember Conner said that he and members of staff took a trip to Washington D.C. to discuss transportation needs, unique housing challenges, and the coming mission of Luke Air Force Base with Congressman Franks, Congressman Pastor, Congressman Grijalva, and Senators Kyl and McCain.

As for the coming mission of F-35's at Luke Air Force Base, Councilmember Conner stated that he and staff discussed forming a partnership so that the City can enhance and sustain the quality of life for its citizens without any adverse negative impacts intended or unintended.

Councilmember Conner made a motion to adjourn into Executive Session to receive advice from City Attorney Rick Flaaen regarding Resolution R09-03-09 and to provide Council with instruction regarding the City's position on the Resolution; seconded by Councilmember Cleveland.

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

Council adjourned into Executive Session at 6:12 p.m.

Council adjourned into Regular Session at 6:52 p.m.

Mayor Waterman asked for a vote regarding the motion made by Councilmember Conner to approve Resolution R09-03-09.

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

Mayor Waterman stated that the City has supported Luke's missions both publicly and financially and the City continues to support Luke AFB. The City of El Mirage has made sacrifices and recognizes that sacrifices will be continued to be made in order to maintain the ongoing viability of Luke AFB, however, it is the responsibility of all leaders of the West Valley in both the private and government sector to establish a balance of sacrifice made in support of Luke AFB in order to maintain and continue the viability and sustainability of both Luke AFB and all of the West Valley. Therefore, the City has called on the leaders of the West Valley to establish a working group along with the City of El Mirage to cooperatively and specifically address these common goals.

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

Councilmember Conner reported on housing and transportation issues that were discussed with the Congressional Delegation at Washington D.C. As for housing, the City of El Mirage is in the same housing freefall that many other cities in the state and across America are in as well. The City is in a unique transportation bind because our geographic location requires that the City carry a regional transportation burden but with only a local tax base to support it.

Councilmember Cleveland reported about his trip to Washington D.C. in which he attended a Crisis Leadership event for local officials which focused on emergency management and first response training. This training seminar was sponsored by Homeland Security and FEMA.

**VI. CITY MANAGER SUMMARY OF CURRENT EVENTS**

No comments were received.

**VII. CALL TO THE PUBLIC**

Mr. Dan Reilly – 12905 W Windrose Drive

Mr. Reilly said that he believes that the traffic light at Cactus Rd. and El Mirage Rd. should have a left hand turn signal off of El Mirage Rd. onto Cactus Rd.

Mr. Reilly commented that a VFW post will soon be opening in El Mirage. Meetings will start next month at the Heritage funeral home off of Grand Ave.

**VIII. ADJOURNMENT**

Mayor Waterman adjourned the meeting at 6:58 p.m.

  
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 March 26, 2009 and a quorum was present.

  
Richard Saathoff, City Clerk