

**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, APRIL 9, 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: Mayor Fred Waterman, Councilmember Roger Cleveland, Councilmember William Conner, Councilmember Roy Delgado, Councilmember David Shapera, Councilmember Adam Super. Absent: Vice Mayor Michele Kern.

III. **CONSENT AGENDA**

1. **Consideration and action approving the Minutes of the Regular Council Meeting held Thursday, March 26, 2009.**
2. **Consideration and action approving Resolution R09-04-08, authorizing officers to deposit, transfer, and withdraw funds in the City's Local Government Investment Pool (LGIP).**

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

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

IV. **REGULAR AGENDA**

- A. **Consideration and action approving Ordinance O09-04-02, amending Chapter 2, "Mayor and Council", Section 2-4-1, Regarding Council Meetings. This proposed amendment requires the City Council to meet at least once a month and to annually adopt a Council Meeting Schedule.**

Councilmember Conner made a motion to approve Ordinance O09-04-02; seconded by Councilmember Delgado.

VOTE: Yea: Conner, Cleveland, Super, Waterman.
Nay: Delgado, Shapera.

Motion: Carried

B. Consideration and action approving Ordinance O09-04-03, fixing the dates, times and location of the 2009 City Council meetings.

Councilmember Super made a motion to approve Ordinance O09-04-03; seconded by Councilmember Cleveland.

VOTE: Yea: Conner, Cleveland, Super, Waterman.
Nay: Delgado, Shapera.
Motion: Carried

C. Consideration and action approving an IGA with the City of Surprise providing for the joint improvement of the intersection of Dysart and Thunderbird/Waddell Roads.

City Attorney Rick Flaaen requests an executive session regarding items C, D, and E.

Councilmember Super made a motion to adjourn into an executive session to receive legal advice from the City Attorney; seconded by Councilmember Conner.

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

Council adjourned into executive session at 6:05 p.m.

Council reconvened the council meeting at 6:43 p.m.

City Manager Cornwall requests items C, D, and E be tabled.

Councilmember Cleveland made a motion to table items C, D, and E until the April 23, 2009 council meeting; seconded by Councilmember Conner.

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

D. Consideration and approval of Resolution R09-04-10, approving a Development Agreement with PWP Dysart and Thunderbird LLC providing for the development of the southeast corner of the intersection of Thunderbird and Dysart Roads.

E. Consideration and approval of an Agreement with BNSF Railway Company providing for the improvement of the railroad crossings for the spur line on Dysart and Thunderbird/Waddell Roads.

F. Consideration and action regarding the recommendation to the Maricopa County Board of Supervisors for the appointment of two representatives to the CDAC Committee for FY 2009/10. The recommendation of a primary and an alternate representative are required.

Councilmember Conner made a motion to recommend Adam Super as the primary representative and Roy Delgado as the alternate; seconded by Councilmember Cleveland.

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

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

Councilor Delgado reported on the apparent uneven percentage of cuts made by Dysart Unified School District to school facilities located within the El Mirage City Limits.

VI. CITY MANAGER SUMMARY OF CURRENT EVENTS

City Manager Cornwall reported at the City's recent bulk trash collection, 567 vehicles dropped off 151.85 tons of trash. The hazardous waste collection site had 90 vehicles dropping off 7.44 tons of hazardous waste.

The Tesco, has assured the City that they are still planning to open their Fresh and Easy store.

The Arizona Commission on the Arts awarded its prestigious Artist Project Grants to 18 artists from across Arizona, practicing in a variety of artistic disciplines. Among the 2009 recipients is Thomas Schultz, a local photographer awarded a project grant to produce a documentary photography exhibit entitled El Mirage. Thomas will use his camera to capture the community of El Mirage at a transitional moment in time, recording the vanishing rural way of life as urban growth and populations move into the area.

The City Manger reported that there are false rumors being circulated that El Mirage is using bond issue monies illegally, this in not even close to the truth. The City of El Mirage is not using any bond monies for anything other than the projects that the bonds were sold for.

VII. CALL TO THE PUBLIC

There were no comments received.

VIII. ADJOURNMENT

Mayor Waterman adjourned the meeting at 6:52 p.m.


Fred Waterman, Mayor

ATTEST:


FOR 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 April 9, 2009 and a quorum was present.


FOR Richard Saathoff, City Clerk