

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF EL MIRAGE
EL MIRAGE MUNICIPAL COURT/CITY COUNCIL CHAMBERS
14010 N. EL MIRAGE ROAD
6:00 P.M., THURSDAY, AUGUST 27, 2009**

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 Roger Cleveland	Councilmember William Conner
Councilmember Roy Delgado	Councilmember David Shapera
Councilmember Adam Super	

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.

1. Consideration and action approving the Minutes of the Regular Council Meeting held Thursday, July 9, 2009.
2. Consideration and action approving the Minutes of the Special Council Meeting held Monday, August 3, 2009.
3. Consideration and action regarding the destruction of records that have surpassed the retention period as determined by the Arizona Department of Records Management.
4. Consideration and action authorizing the City Manager to enter into an architectural services agreement with LEA Architects to design and prepare construction documents for El Mirage Fire Station No. 2 (Project No. PW08-FS01) in an amount not to exceed \$359,437.18.

5. Consideration and action approving revisions to the Regional Wireless Cooperative IGA and authorize the Mayor to sign the amended IGA.
6. Consideration and action approving a Professional Service Agreement with the Dysart Community Center to assist with the ongoing operation and expansion of facility-based recreation programs.
7. Consideration and action approving an Intergovernmental Agreement between the City of El Mirage and the State of Arizona, Department of Emergency and Military Affairs, to provide for mutual aid during emergencies.
8. Consideration and approval of an Intergovernmental Agreement with the Western Central Arizona Project Subcontractors (WESTCAPS) group to permit the City of El Mirage to become of member of WESTCAPS.
9. Consideration and action authorizing the City of El Mirage to purchase 5,508 acre feet of Central Arizona Project (CAP) Excess and Incentive water for storage in the Agua Fria, Hieroglyphic Mountain, and Tonopah Desert Recharge facilities in calendar year 2010.

IV. REGULAR AGENDA

- A. Consideration and action approving an IGA between the City of El Mirage and the City of Surprise for the City of El Mirage to provide water service to the Surprise Original Townsite.
- B. Consideration and action authorizing staff to file with the Maricopa County Recorder's Office a blank Annexation Petition, in the form attached hereto as Attachment A, for the unincorporated territory contiguous to the eastern boundary of the City of El Mirage and bounded, approximately by the Olive Avenue alignment on the south, the Peoria Road alignment on the north, the corporate boundaries of the Town of Youngtown on the east and the corporate boundaries of the City of El Mirage on the west.
- C. Consideration and action adopting Resolution R09-08-27, a resolution approving the form and authorizing the execution and delivery of loan agreements with the Water Infrastructure Finance Authority (WIFA) of Arizona; authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by such agreements; and declaring an emergency.
- D. Consideration and action approving Ordinance O09-08-08, amending the El Mirage City Code, Chapter 150, Building, by updating the references to adopted codes and standards in the Chapter.
- E. Consideration and action approving Ordinance O09-08-09, adopting by reference the International Property Maintenance Code, 2006 Edition, and

adding §150.070 to Chapter 150, Building, of the City Code of the City of El Mirage.

- F. Consideration and action approving Resolution R09-08-28, declaring as a public record that certain document filed with the City Clerk's Office and entitled "2009 Amendments to the Tax Code of the City of El Mirage."
- G. Consideration and action approving Ordinance O09-08-10, relating to the Privilege License Tax, adopting the "2009 Amendments to the Tax Code of the City of El Mirage" by reference, providing penalties for violations, providing for the severability, and establishing effective dates.
- H. Consideration and action approving Resolution R09-08-30, authorizing an application to the Greater Arizona Development Authority for financial assistance for a loan to construct an approximately 32k sqft. YMCA facility on the acreage adjacent to and west of the new Gateway Park along Cinnabar Road.
- I. The City Manager will update the City Council on the status of discussions with Dysart Ranchettes property owners regarding irrigation service and will request an extension to October 8, 2009, for him to bring a recommendation to Council regarding the irrigation service.

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. 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.

I hereby certify that this agenda was posted by 5:00 p.m. on August 26, 2009 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