

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF EL MIRAGE
EL MIRAGE MUNICIPAL COURT/COUNCIL CHAMBERS
14010 N. EL MIRAGE ROAD
6:00 P.M., THURSDAY, MAY 13, 2010**

Minutes

- I. **CALL TO ORDER** – The meeting was called to order by 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: Mayor Michele Kern, Vice Mayor David Shapera, Councilmember Roger Cleveland, Councilmember Roy Delgado, Councilmember Ben Lewis, Councilmember Adam Super.

- III. **CONSENT AGENDA**

Mayor Kern removed item number seven (7) from the Consent Agenda and this item will be postponed to a future meeting.

Mayor Kern removed item numbers five (5) and nine (9) from the Consent Agenda to be voted on separately.

 1. **Consideration and action approving the minutes of the Regular Council Meeting held Thursday, April 8, 2010.**
 2. **Consideration and action approving the minutes of the Regular Council Meeting held Thursday, April 22, 2010.**
 3. **Consideration and action approving the minutes of the Work Session held Thursday, April 22, 2010.**
 4. **Consideration and action approving the minutes of the Special Council Meeting held Tuesday, April 27, 2010.**
 5. Consideration and action approving ADP to provide Payroll, Time Clock, Human Resource, Expense Management, and Pre-Employment Screening Services, utilizing the Cooperative Purchasing Network and hereby authorize the City Manager to approve and execute all documents necessary.
 6. **Consideration and action approving Resolution R10-05-11, adopting the Maricopa County Community Wildfire Protection Plan.**
 7. Consideration and action on Resolution No. R10-05-12 to approve and recognize Richmond American as successors to developers of Montecito Estates pursuant to the terms of Sec. 7.10(b) of the development agreement between Palms of El Mirage, L.L.C. and the City of El Mirage

dated August 12, 2004 and allow Richmond American to complete development of the remaining 83 lots under the terms of said development agreement.

8. **Consideration and action approving Resolution R10-05-01, approving a plat and dedications for Look Trailers [formerly Haulmark] at 8230 North El Mirage Road in El Mirage.**
9. Consideration and action to approve submission of a grant application in partnership with The Planning Center from Tucson for a Sustainable Communities Planning Grant Program through the federal Housing and Urban Development (HUD) department for a maximum award amount of \$2 million dollars.
10. **Consideration and action to authorize the Mayor, City Clerk, and City Attorney to sign an IGA with Maricopa County Animal Care and Control to provide animal control services within the City of El Mirage for fiscal years 2011–2013.**

Councilmember Super made a motion to approve Consent Agenda items one (1), two (2), three (3), four (4), six (6), eight (8), ten (10); seconded by Vice Mayor Shapera.

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

IV. REGULAR AGENDA

5. **Consideration and action approving ADP to provide Payroll, Time Clock, Human Resource, Expense Management, and Pre-Employment Screening Services, utilizing the Cooperative Purchasing Network and hereby authorize the City Manager to approve and execute all documents necessary.**

Discussion ensued between staff and Council as to the different services that ADP will be providing through the contract.

Councilmember Super made a motion to approve item five (5) as presented after deleting "Pre-Employment Screening Services"; seconded by Vice Mayor Shapera.

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

9. **Consideration and action to approve submission of a grant Application in partnership with The Planning Center from Tucson for a Sustainable Communities Planning Grant Program through the**

federal Housing and Urban Development (HUD) department for a maximum award amount of \$2 million dollars.

Discussion ensued between staff and Council as to the source of the matching funds and the various projects slated to utilize the funds.

Councilmember Super made a motion to approve item nine (9); seconded by Councilmember Cleveland.

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

A. Consideration and action regarding approval of Ordinance No. O10-05-06 amending Chapter 76 "Traffic Schedules," Schedule I. Local Speed Limits, to establish a reduced reasonable and safe maximum speed for Cactus Road from El Mirage Road to a point three hundred feet (300') west of 127th Avenue.

Councilmember Delgado made a motion to approve Ordinance O10-05-06; seconded by Councilmember Super.

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

B. Consideration and action to approve changing the employee medical insurance to the CIGNA CMG (CIGNA Medical Group) as the City's new medical insurance base plan for employee only and employee plus family coverage.

Councilmember Super made a motion to approve Cigna as the city's new medical insurance base plan for employee only and employee plus family coverage; seconded by Councilmember Lewis.

Discussion ensued between staff and Council regarding domestic partners.

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

C. Consideration and action giving the City Manager signature authority to award the contract for the Main Street Waterline Replacement to Carson Construction in the amount of \$502,231.40 and approve a 10% contingency in the amount of \$50,223.14. The total amount requested is \$552,454.54.

Councilmember Super made a motion to award the contract for the Main Street Waterline Replacement to Carson Construction for a total amount

of \$552,454.54; seconded by Vice Mayor Shapera.

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

D. Consideration and action giving the City Manager signature authority to enter into a Facility Extension Agreement with Southwest Gas Corporation to construct a gas line extension to service the new Fire Station on Cinnabar Avenue. The estimated contract amount requested is \$36,863.00.

Councilmember Super made a motion to approve the Facility Extension Agreement with Southwest Gas Corporation; seconded by Councilmember Lewis.

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

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

Mayor Kern proclaimed the week of May 16-22, 2010 as Emergency Medical Services Week.

Councilmember Super said that Councilmember Delgado, City Attorney Rick Flaaen and himself have been tasked with making changes to the Code of Ethics. The changes are close to being completed and should be ready to go before Council at the next regular meeting.

Councilmember Delgado said that last weekend was the Dysart Educational Foundation golf tournament at the Pueblo El Mirage at which eighty eight players attended. The money raised will go towards scholarships for students and mini grants for teachers.

Councilmember Delgado stated that he attended the Domestic Violence Committee meeting at which they discussed domestic violence in households and safety for kids. Coloring books and pamphlets for children are available at the Dysart Community Center and the El Mirage library.

Councilmember Delgado also attended the grand opening of the H2O (Homes to Owners) program which is part of the greater Neighborhood Stabilization Act. Under the H2O program, homes are fixed up and then sold to qualified buyers.

VI. CITY MANAGER SUMMARY OF CURRENT EVENTS

City Manager Cornwall reported that ADOT has opened the bids for the Peoria Ave. reconstruction project and the bid was awarded to Combs Construction in the amount of \$472,340.30. This is a stimulus funded project

from the Federal government. The project is to commence in July and should be completed by October.

The city has partnered with Pueblo Publishing Company to print a monthly newsletter. The newsletter is produced at no cost to the city by selling ad space.

May 28, 2010 will be the last day for Fire Chief Darrel Rezendes. Chief Rezendes will be retiring with his family to Florida. The city wishes him and his family the best in their future endeavors.

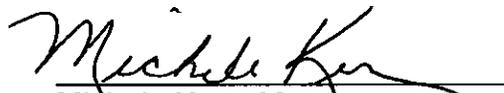
VII. CALL TO THE PUBLIC

Dan Reilly – El Mirage, AZ

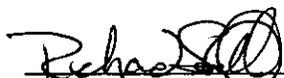
Mr. Reilly stated that he was concerned with the left turn signal at the intersection of Thunderbird and El Mirage Rd. because it's not working properly. Mr. Reilly thanked Kristin, who works at the Senior Center, for all of her excellent work.

VIII. ADJOURNMENT

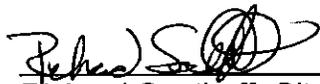
Mayor Kern adjourned the meeting at 6:40 p.m.


Michele Kern, 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 May 13, 2010 and a quorum was present.


Richard Saathoff, City Clerk