

**REGULAR MEETING OF THE COMMON COUNCIL  
OF THE CITY OF EL MIRAGE  
EL MIRAGE CITY COUNCIL CHAMBERS  
14010 N. EL MIRAGE ROAD  
6:00 P.M., THURSDAY, OCTOBER 14, 2010**

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.

**Amended Agenda**

**I. CALL TO ORDER**

Pledge of Allegiance  
Moment of Silence

**II. ROLL CALL**

Mayor Michele Kern	Vice Mayor David Shapera
Councilmember Roger Cleveland	Councilmember Roy Delgado
Councilmember Ben Lewis	Councilmember Lynn Selby
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 Special Council Meeting held Thursday, September 22, 2010 and the Regular Council Meeting held Thursday, September 23, 2010.
2. Consideration and action requesting approval to enter into a solar energy credit purchase contract with Arizona Public Service Company for a grid-tied photovoltaic system to be located at Gateway Park, 10100 N El Mirage Road.
3. Consideration and action requesting approval to enter into a solar energy credit purchase contract with Arizona Public Service Company for a grid-tied photovoltaic system to be located at the Court/Senior Center, 14010 N El Mirage Road.

4. Consideration and action to give signature authority to the Interim City Manager to award the contract for the drilling and installation of a Production Well (City's project no PW10-W02) to ZIM Industries, Inc in the amount of \$819,412.27 and approve a 10% contingency in the amount of \$81,941.23. The total amount requested is \$901,353.50.
5. Consideration and action to approve acceptance of the Grant-in-Aid Agreement detailing an award of \$35,000 in grant funding from the Tohono O'odham Nation for the El Mirage Women's Workforce and Ecopreneur Project.

#### **IV. PUBLIC HEARINGS – NO ACTION REQUIRED**

- A. Public Hearing – Regarding the proposed annexation by the City of El Mirage of the area approximately bounded by the City of El Mirage limits on the west, the Olive Avenue alignment on the south, the Peoria alignment on the north, and the Town of Youngtown on the east..

#### **V. REGULAR AGENDA**

- B. Consideration and action approving the Minutes of the Regular Council Meeting held Thursday, September 9, 2010.
- C. Consideration and action requesting approval to enter into a solar power purchase agreement with El Mirage Energy, LLC for a grid-tied photovoltaic systems to be located at the Court/Senior Center, 14010 N. El Mirage Road and at Gateway Park, 10100 N. El Mirage Road.
- D. Consideration and action approving Ordinance No. O10-10-16 amending Chapter 31 of the City Code placing the authority and control of the City Attorney and City Clerk directly under the City Council, and **declaring an emergency so the change will take place immediately.**
- E. Consideration and action approving a change order for the Main Street Waterline Replacement (Project #PW09-W01) to Carson Construction in the of \$88,862.35 for pavement restoration.

#### **VI. DISCUSSION: INFORMATIONAL ONLY – NO ACTION REQUIRED**

- F. Consideration of report on the implementation of remote video arraignment system.
- G. Consideration of report and direction for further action on possible Home Detention/Electronic Monitoring System.
- H. **Staffing and facilities for the El Mirage Fire Department – The Interim City Manager will be present along with the Acting Fire Chief and Finance Director to provide the City Council information regarding the staff of the El Mirage Fire Department and future facilities.**

**VII. EXECUTIVE SESSION**

a) Consideration and action to adjourn into an Executive Session for the purpose of meeting with the City Attorney to discuss and provide direction regarding the City's position negotiations of the agreement with the City Manager. A.R.S. § 38-431.01(A)(3) and (4)."

**b) Discuss the performance and employment of Presiding City Judge James Mapp. A.R.S. § 38-431.03(A)(1)**

**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. INTERIM 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**