

**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, FEBRUARY 26, 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, February 12, 2009.
2. Consideration and action requesting signature authority be given to the City Manager to award the contract for the Cinnabar Avenue Construction (PW08-ST04) to ELS Construction, Inc in the amount of \$838,121.51 and approve a 10% contingency in the amount of \$83,812.15. Total amount being requested is \$921,933.66.
3. Consideration and action approving Resolution R09-02-04, establishing fees for Geographic Information System (GIS) data and maps.
4. Consideration and action approving a License with BNSF Railroad that will allow the City to install and maintain a twelve inch (12") water pipeline,

with a thirty (30") casing, under the BNSF spur line at the northeast corner of the intersection of Thunderbird Road and Dysart Road.

#### **IV. REGULAR AGENDA**

- A. Public Hearing – To receive public comments on the proposed minor General Plan amendment for Regional Commercial, Community Commercial, Employment, and Park/Open Space to Public/Semi-Public at Thompson Ranch School and Transit Oriented Mixed Use on 187.4 acres north of Grand Avenue from the Burlington Northern and Santa Fe Railroad Auto Transfer Facility to the east bank of the Agua Fria River.
- B. Consideration and action approving Resolution R09-02-02, approving General Plan amendment from Regional Commercial, Community Commercial, Employment, and Park/Open Space to Public/Semi-Public at Thompson Ranch School and Transit Oriented Mixed Use on 187.4 acres north of Grand Avenue from the Burlington Northern and Santa Fe Railroad Auto Transfer Facility to the east bank of the Agua Fria River.
- C. Public Hearing – To receive public comments on the proposed North Agua Fria East and North Agua Fria West Annexations per Arizona Revised Statutes.

#### **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.

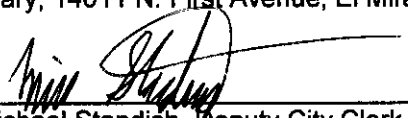
#### **VII. CALL TO THE PUBLIC**

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 February 25, 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.

  
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Michael Standish, Deputy City Clerk