

DRAFT

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF EL MIRAGE
EL MIRAGE CITY COUNCIL CHAMBERS
10000 N. EL MIRAGE ROAD
6:00 PM -TUESDAY, MARCH 16, 2021**

Minutes

1. ROLL CALL

Present: Mayor Alexis Hermosillo; Vice Mayor Monica Dorcey; Councilmember Roy Delgado; Councilmember Anita Norton (via phone); Councilmember Mike Hutchinson (via phone); Councilmember David Shapera; Councilmember Donna Winston (excused)

2. CALL TO ORDER - The meeting was held online and publicly with limited access; called to order at 6:00 pm.

Pledge of Allegiance
Moment of Silence

3. CALL TO THE PUBLIC

Citizens desiring to speak on any issue within the jurisdiction of the public body may do so at this time. Comments shall be limited to three (3) minutes per person and shall be addressed to the City Council as a whole. At the conclusion of the Call to the Public, individual City Council Members may (1) respond to criticism made by those who have spoken, (2) direct staff to review or follow up on the matter, and/or (3) direct that the matter be put on a future agenda.

There were no public comments received.

4. 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 to approve the minutes of the Work Session and the Regular Council meeting held Tuesday, March 2, 2021. (City Clerk)
2. Consideration and action to approve the destruction of municipal documents that have reached the end of their retention period as authorized under A.R.S §41-151.19. (CC and Housing)
3. Consideration and action to review and approve periodic, time limited, facility use agreement(s) with the Glendale Regional Public Safety Training Center (GRPSTC) to allow for El Mirage Fire Department (EMFD) personnel to use the facilities for training and testing. (Fire Department)

4. Consideration and action to approve the IGA creating and for the El Mirage Police Department participating in a West Valley Investigative Response Team (WVIRT) for an initial period of five years to provide a pool of specialized officers available to assist in investigations. (Police Department)
5. Consideration and action to approve Resolution R21-03-04 authorizing the renewal membership in the Arizona Metropolitan Trust (“the Trust”). (Human Resources)
6. Consideration and action to request, and accept if awarded, a National Criminal History Improvement Program (NCHIP) grant from the U.S. Department of Justice/Arizona Criminal Justice Commission (DOJ/ACJC) of approximately \$100,000 for police to increase efficiency and accuracy for police records and to allow finance to make the necessary budget transfers and adjustments. (Grants/Police)
7. Consideration and action to approve The Palms of El Mirage Map of Dedication submitted by JMC Engineering, Inc. for the dedication of Right-of-Way land located at 16101 North El Mirage Road, El Mirage, Arizona 85335. (Community Development)
8. Consideration and action to approve the second (2) extension of four (4) one (1) year periods for the Senior Center congregate meal service with Banner Olive Branch Senior Center in an amount not to exceed \$27,000 per year. (Administration)
9. Consideration and action to approve a sole source purchase through PuroLite for the repair and maintenance of arsenic media at the Dietz Crane well site in an amount not to exceed \$85,000. (Public Works)

Vice Mayor Dorcey moved to approve items 1-9 on the Consent Agenda as presented; seconded by Councilmember Shapera.

Vote: 6 - 0 Passed - Unanimously

5. **REGULAR AGENDA**

1. Consideration and action to approve a Zoning Application for a Site Plan Approval for a Warehouse (Data Center) Use located at 12901 W. Olive Avenue, El Mirage Arizona 85335 requested by the Microsoft Corporation. (Community Development)

Planner/GIS Jose Macias presented this item stating this is a site plan approval for Microsoft Corporation to construct a second (of a total potential five centers) data center warehouse with approximately 250,000 sq. ft (same as previously approved current building), located at the southeast corner of Olive Avenue and Dysart Road on 150.51 acre site. Mr. Macias reviewed building elevations and photos of the area which is zoned Employment/Industrial (EI) with a land use of Industrial/Data Center and is within 75-80 LDN as per ARS 28-8481. He further stated that as requested with the current building, the applicant is asking for a parking waiver to reduce parking spaces from the required 250 spaces pursuant to zoning code §154-105 (E) (2) OFF STREET PARKING REQUIREMENT, down to 54 parking spaces, citing the site is closed to the general public and would be available to employees and visitors only. No public comments have been received to date. Staff has reviewed the application and has stipulated that all Technical Advisory Committee comments mentioned on the March 2, 2021, memorandum be addressed with the Construction and Civil Plan submittal. The Planning and Zoning Commission recommended approval of the site plan application with a 4-0 vote at the March 9, 2021 meeting. Staff has no objections to the request of reducing the number of parking spaces.

Vice Mayor Dorcey asked for the parking space locations to be identified. Mr. Macias reviewed the area map and identified 54 parking spaces for the new building and the 54 spaces for the current building. **Councilmember Delgado** asked if 54 parking spaces was per building. Mr. Macias confirmed the parking space allotment for each building was 54 spaces and future building additions were likely to have the same parking space needs.

Vice Mayor Dorcey moved to approve a Zoning Application for a Site Plan Approval for a Warehouse (Data Center) Use located at 12901 W. Olive Avenue, El Mirage, Arizona 85335 requested by the Microsoft Corporation; seconded by Councilmember Shapera.

Vote: 6 - 0 Passed - Unanimously

2. Consideration and action to approve a City Park Remote Camera Project in an amount not to exceed \$45,250 and authorize finance to make any necessary transfers. (Public Works)

Public Works Director Nick Russo presented and identified City Council's request for additional safety measures within City Parks with the systematic installation of remote access cameras. Mr. Russo acknowledged IT Network Engineer Vince Rostowsky for his collaboration with Public Works staff to determine hardware and infrastructure needs to ensure a reliable and long term solution. Mr. Russo stated an initial installation of nine (9) remote cameras, would be installed at Gateway, Gentry, and Buena Vida with evaluations being done to determine additional camera location needs. He also provided information on the smart cameras which included recording capabilities in both high definition and 1080P, zooming abilities, scheduled motion activation, and built in memory. The park camera system consists of a hard-wired remote unit that saves footage locally and to cloud storage for 24/7 data access. He identified three cameras currently located at Gateway Park and proposed locations for the new camera installs. Mr. Russo requested approval for the use of contingency fund in an amount not to exceed \$45,250 for the installation of the 9 remote cameras in three parks. He further stated the use of multiple vendors to complete this project would be cost-effective with a target installation for the current fiscal year.

Councilmember Shapera asked if cameras would be installed at Veterans Park and would the camera data be downloaded to the Cloud for future observation. Mr. Russo responded the same camera was installed with the Veterans Memorial monument and was separate from this project, and confirmed the use of Cloud storage. **Councilmember Delgado** asked if cameras could be placed in Basin Park. Mr. Russo responded Basin Park would need power in order to house the cameras, the City would need to work with APS and staff could certainly look into the matter. **Councilmember Norton** asked if there were any cameras currently in Gentry Park. Mr. Russo stated there was one camera on the concession stand; owned by the Little League and the City has access to the footage should a need arise. **Councilmember Norton** asked if the cameras would cover the entire Gentry Park area. Mr. Russo stated the cameras covered a distance of 150 feet and the City would re-evaluate camera placement based on the performance of the cameras and zooming capabilities. **Councilmember Shapera** recalled a camera at Gentry Park that covered the entire baseball field and cameras outside the Court building covering the children's play area. Mr. Russo stated there was a web-based camera that used to cover the baseball field; it was no longer there, and the south side of the City Court building did house a camera, but it did not cover the entire children's play area.

Vice Mayor Dorcey moved to approve a City Park Remote Camera Project in an amount not to exceed \$45,250 and authorize Finance to make any necessary transfers; seconded by Councilmember Shapera.

Vote: 6 - 0 Passed - Unanimously

3. Consideration and action to approve Resolution R21-03-06 amending El Mirage City Code Chapter 110: LICENSE to reflect changes and update the City Code accordingly. (Finance)

Finance Director Robert Nilles acknowledged Council's request to make modifications to the City business license code. He explained City Code Chapter 110 was amended to require business licenses only to businesses whose place of business is located within the City limits, deleting fees identified in the ordinance to be reviewed in the annual fee schedule analysis, and to conform to State law relative to fingerprinting requirements of applicants.

Vice Mayor Dorcey moved to approve Resolution R21-03-06 amending El Mirage City Code Chapter 110; LICENSE to reflect changes and update the City Code accordingly; seconded by Councilmember Shapera.

Vote: 6 - 0 Passed - Unanimously

4. Consideration and action to approve Ordinance O21-03-03 amending El Mirage City Code Chapter 110: LICENSE to reflect changes and update the City Code accordingly. (Finance)

Vice Mayor Dorcey moved to approve Ordinance O21-03-03 amending El Mirage City Code Chapter 11-; LICENSE to reflect changes and update the City Code accordingly; seconded by Councilmember Shapera.

Vote: 6 - 0 Passed - Unanimously

5. Consideration and action to adopt a notice of intent to change certain fees which could include adding, deleting, increasing or decreasing fees not sooner than 60 days from the date of posting the notice pursuant to A.R.S. Section § 9-499.15. (Finance)

Financial Analyst Macy Walker explained miscellaneous user fees are reviewed annually during the budget process to ensure fees are set properly and to add or delete fees as needed no sooner than sixty (60) days from the date of posting the notice pursuant to A.R.S. §9-499.15.

Vice Mayor Dorcey moved to adopt a notice of intent to change certain fees which could include adding, deleting, increasing or decreasing fees not sooner than 60 days from the date of posting the notice pursuant to A.R.S. §9-499.1.5; seconded by Councilmember Shapera.

Vote: 6 - 0 Passed - Unanimously

6. Consideration and action to approve Resolution R21-03-05, A Resolution of the Mayor and City Council of the City of El Mirage, Arizona, Authorizing the Adoption of City Council Strategic Priorities. (City Manager)

City Manager Crystal Dyches identified the four Strategic Priorities for the next two calendar years, 1) Commercial Revitalization, 2) Community Engagement, 3) Image Enhancement, and 4) Infrastructure, which included fourteen objectives combined to prioritize the focus for City staff and financial resources.

Vice Mayor Dorcey moved to approve Resolution R21-03-05, a Resolution of the Mayor and City Council of the City of El Mirage, Arizona, Authorizing the Adoption of City Council Strategic Priorities; seconded by Councilmember Shapera.

Vote: 6 - 0 Passed - Unanimously

6. **CITY MANAGER'S COMMENTS & SUMMARY OF CURRENT EVENTS**

The City Council may not act upon any matter in the City Manager's summary but may have general comment or questions.

City Manager Dyches expressed her appreciation for Mayor and Council's participation in the CIP and staffing budget work session and email invitations have been sent for the budget review on May 10, 2021. She further added that City Council Chambers will open up to the Public the first week of April 2021.

7. **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.

Vice Mayor Dorcey expressed her appreciation to the Public Works staff for addressing the improper use of Basin Park by some individuals.

Councilmember Shapera stated he had visited the Dollar Tree and was very impressed with both the layout and staff.

8. **ADJOURNMENT - The meeting was adjourned at 6:25 pm.**

Alexis A. Hermosillo, Mayor

ATTEST:

Sharon Antes, City Clerk

I hereby certify the aforementioned minutes are a true and accurate record of the Regular El Mirage City Council Meeting held on Tuesday, March 16, 2021 and a quorum was present.



Sharon Antes, City Clerk