

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, DECEMBER 7, 2021**

Minutes

1. ROLL CALL

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

2. CALL TO ORDER - The meeting was called to order at 6:00 pm.

Pledge of Allegiance
Moment of Silence

Introduction of new City employees:

Police Chief Paul Marzocca introduced Police Records Technician, Senior, Ruby Arvizu, Police Officer Felipe Aguayo, and Police Officer Ernesto Guzman.

IT Director Tom Bacome introduced Network Administrator Danay Dominguez, Systems Administrator Micahel Beyer and IT Technician Abel Pena.

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.

Resident Steve Gilliam thanked city staff for the placement of the traffic signal at Dysart Road and Acoma Drive. He also stated that he had a concern with the transferring of 911 calls from Surprise dispatch to Tolleson dispatch; a recent incident resulted in a 20-second delay. He requested city staff to look into how the cell towers are routing calls in the area.

Towing business owner Jimmy Farley thanked Council and staff for allowing him to place a wrecked vehicle in the parking lot of City Hall. A family thanked him over the Thanksgiving holiday for having the vehicle there and for bringing attention to the issue of driving under the influence.

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 minutes of the Regular Council meeting held Tuesday, November 2, 2021. (City Clerk)
2. Consideration and action to authorize the City Manager to enter into a Development Agreement with TI Cold Development setting forth the roles and responsibilities for the offsite improvements associated with the Tippmann property located at the northwest corner of Dysart Road and Joe R. Ramirez Road. (Development Services)
3. Consideration and action to adopt the 2022 update to the Design & Development Standards Manual as an official City document. (Development Services)
4. Consideration and action to approve the destruction of Finance Records that have reached the end of their retention period as authorized under ARS §41-151.19. (Finance)
5. Consideration and action to authorize the purchase of a fully marked and equipped K-9 Vehicle at a cost of \$69,515.35 from Courtesy Chevrolet under State Contract #ADSP017-166120. (Police)
6. Consideration and action to authorize the purchase of the following vehicles for the Police NET Team: two unmarked, equipped vehicles at a cost of \$60,515.44 each and one fully marked, equipped vehicle at a cost of \$63,757.95 from Courtesy Chevrolet under State Contract #ADSP017-166120 for a total cost of \$184,788.83. (Police)
7. Consideration and action to approve purchase of one Lifepak15 Heart Monitor for use within a dedicated Light Acuity Unit (LA), determined eligible for reimbursement by ARPA (CoronaVirus funds) at a cost not to exceed \$37,907.46. (Fire)
8. Consideration and action to approve contracts with Holbrook Asphalt, Sunland Asphalt, and P1 Paving for FY22 pavement maintenance work in an amount of \$840,710.99 with a contingency of \$9,289.01 for a total not to exceed \$850,000 and authorize finance to make any necessary transfers. (Public Works)
9. Consideration and action to approve as to form the cost share agreement for the support of the Bartlett Dam Modification Feasibility Study and participate as outlined therein and authorize the finance department to make any necessary transfers. (Public Works)
10. Consideration and action to authorize the purchase, under Coronavirus State and Local Fiscal Recovery Funds (CSLFRF) funding received by the City, of one Ford Transit-350 Passenger High Roof, to be used as a van for the City to be used by the El Mirage Senior Center and local dial-a-ride, from Peoria Ford at a cost of \$74,917.22 under State Contract #ADSP017-166117(7). (Grants)
11. Consideration and action to enter into an IGA with the City of Surprise for ARPA Assistance Services for FY22-25. (Grants)

12. Consideration and action to approve a linking agreement with Phoenix Rescue Mission for homeless services using Coronavirus State and Local Recovery Funds (CSLFRF) in the City of El Mirage and make the necessary budget transfers. (Grants)
13. Consideration and action to approve updates to the City Manager's contract as discussed in Executive Session on 10/19/2021. (Administration)

Vice Mayor Monica Dorcey moved to approve Consent Agenda items 1-13 as presented; seconded by Councilor David Shapera.

Vote: 7 - 0 Passed - Unanimously

5. **REGULAR AGENDA**

1. Consideration and action to accept the fiscal year 2021 Annual Comprehensive Financial Report. (Finance)

Interim Finance Director Dana Williams introduced McKay Hall with Hinton Burdick. Mr. Hall presented the Fiscal year 2021 Annual Comprehensive Financial Report. He presented information on how the audit was conducted, internal controls that were in place, and financial statements. He stated there were no reportable findings when the audit concluded.

Council had no comments or questions.

Vice Mayor Monica Dorcey moved to accept the fiscal year 2021 Annual Comprehensive Financial Report (Finance); seconded by Councilmember David Shapera.

Vote: 7 - 0 Passed - Unanimously

2. Consideration and action to authorize the City Manager to increase the El Mirage Library Remodel / Relocation project's construction contingency an additional \$434,040, for a total construction contingency of \$541,540, for computer lab improvements. (Activity No. 62114). (Development Services)

City Engineer Jorge Gastelum presented information on the computer lab being added to the new library construction. This addition is the reason for the request for the increase in construction contingency. *Councilmember Shapera* stated this addition is needed in the city, and it is important that the city builds for the future and not just for today. *Councilmember Delgado* stated he is happy to see this addition to the project. *Mayor Hermosillo* stated this addition will send a message to residents on where the city is headed in the future. *Councilmember Norton* asked what the total square footage will be with this addition and Mr. Gastelum answered 7,500 square feet. *Councilmember Hutchinson* asked Mr. Gastelum for clarification on the difference between a programming room and a computer lab. Mr. Gastelum answered the programming room is for the library to provide other programs to residents while the computer lab is for residents to utilize available computers for various purposes.

Vice Mayor Monica Dorcey moved to authorize the City Manager to increase the El Mirage Library Remodel/Relocation project's construction contingency an additional \$434,040, for a total construction contingency of \$541,540, for computer lab improvements. (Activity No. 62114). (Development Services); seconded by Councilmember David Shapera.

Vote: 7 - 0 Passed - Unanimously

3. Consideration and action to approve Resolution R12-12-26 authorizing the City Manager to issue a Letter of Support for FTZ tax treatment for the property located at APN 501-45-981, El Mirage, Arizona. (Economic Development)

Deputy City Manager Robert Nilles presented information on the West Valley Free Trade Zone tax treatment. He stated that Project Blaze is for a distribution center, and they requested the letter of support for FTZ tax reduction. *Vice Mayor Dorcey* asked where the City is in the process with this project and if the FTZ letter is a must have for them. Mr. Nilles stated the company considers the letter an essential part of the process and would prefer to have this completed as soon as possible. *Councilmember Delgado* asked how many square feet the facility would be. Mr. Nilles stated the facility would be over 1.2 million square feet. *Councilmember Shapera* stated the FTZ letter of support was a normal part of business and supports the approval of the resolution. *Councilmember Norton* asked where this project would be located and Mr. Nilles stated it would be at the northwest corner of Olive Avenue and El Mirage Road. *Councilmember Norton* asked what the product is that this company distributes and Mr. Nilles stated staff are under a non-disclosure agreement and can not name the company or discuss any details related to them. *Councilmember Hutchinson* asked if this were approved, what impact would it have on El Mirage. Mr. Nilles stated that the property is now vacant which brings no revenue to the city. Economic Development Manager Tom Doyle stated this project would bring sales tax revenue and utility income to El Mirage. *Councilmember Norton* stated that the land is already in a Free Trade Zone area, and it would make sense to approve this resolution.

Vice Mayor Monica Dorcey moved to approve Resolution R12-12-26 authorizing the City Manager to issue a letter of Support for FTZ tax treatment for the property located at APN 501-45-981, El Mirage, Arizona (Economic Development); seconded by Councilmember David Shapera.

Vote: 7 - 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 Crystal Dyches wished everyone a happy holiday season.

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 stated the Winterfest was a success, and she thanked everyone involved for making it happen. *Councilmember Norton* stated the last two events were great for the community, and she also thanked everyone involved. *Councilmember Winston* also stated the Winterfest event was a success, and she thanked staff for the traffic signal at Dysart Road and Acoma Drive. *Mayor Hermosillo* thanked everyone for the hard work on the Winterfest and stated she received many compliments on the event. She wished everyone a happy holiday season.

8. EXECUTIVE SESSION

1. Consideration and action to adjourn into Executive Session pursuant to A.R.S. § 38-431.03.A.1 for the purpose of a performance review of the City Clerk. (Mayor and Council)

9. **ADJOURNMENT - The meeting adjourned at 7:26 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, December 7, 2021, and a quorum was present.



Sharon Antes, City Clerk