

**SPECIAL MEETING OF THE COMMON COUNCIL
OF THE CITY OF EL MIRAGE
EL MIRAGE MUNICIPAL COURT/CITY COUNCIL CHAMBERS
14010 N. EL MIRAGE ROAD
6:00 P.M., Thursday, OCTOBER 1, 2009**

Minutes

- I. **CALL TO ORDER** – The meeting was called to order at 6:00 p.m. by Acting Mayor Michele Kern. Council led the public in the Pledge of Allegiance and a Moment of Silence.

- II. **ROLL CALL** – Present were: Acting Mayor Michele Kern, Councilmember Roger Cleveland, Councilmember William Conner, Councilmember Roy Delgado, Councilmember David Shapera, Councilmember Adam Super.

- III. **SPECIAL SESSION**

- A. **Consideration and possible action to fill the vacancy in the office of Mayor caused by the resignation of former Mayor Fred Waterman, for the remainder of former Mayor Waterman's term of office which expires December 2010.**

Councilmember Shapera made a motion to appoint Acting Mayor Michele Kern as Mayor; seconded by Councilmember Super.

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

- B. **Consideration and possible action to appoint a new Vice-Mayor until the City Council's first meeting in December 2010.**

Councilmember Delgado made a motion to appoint Councilmember David Shapera as Vice Mayor.

Councilmember Cleveland made a motion to nominate himself as Vice Mayor.

Councilmember Shapera seconded the original motion by Councilmember Delgado to appoint Councilmember Shapera as Vice Mayor.

VOTE: Yea: Conner, Delgado, Kern, Shapera
 Nay: Cleveland, Super
 Motion: Carried

C. Discussion of the process and provide direction regarding filling a vacancy on the City Council that would result from the appointment of a member of Council to the vacant office of Mayor.

City Attorney Rick Flaaen stated that state statute does not set forth a required process for the City Council to follow in order to fill a vacant Council seat. The general process that is followed by most cities would be to announce that there is a vacancy, advertise for the vacancy, and then accept applications of individuals who are interested in filling the vacancy.

Mayor Kern said that she wants to give anyone interested in the vacant Council seat a chance to submit an application and follow a process so that the vacancy is fair, open, and advertised.

Councilmember Super made a motion to accept applications for the vacant Council seat through October 30th, allowing the City Council to make a decision, if they wish, and also decide whether to allow applicants to make a statement to the Council at the regular scheduled Council meeting November 12th; seconded by Councilmember Delgado.

VOTE: Yea: Cleveland, Conner, Delgado, Kern, Super
Nay: Shapera
Motion: Carried

D. Discussion and possible action to appoint a primary and/or alternate representative to the Maricopa County Community Development Advisory Committee.

Councilmember Super said that he would like to maintain the primary and alternate positions, but add an "apprentice" position as well. This would then allow, at the end of his term, the ability to have two fully trained representatives ready to take over.

Councilmember Super made a motion to maintain his primary position until his seat expires in May, naming Councilmember Cleveland as the alternate and naming Vice Mayor Shapera as the apprentice; seconded by Councilmember Conner.

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

E. Consideration and action to schedule a public forum in order for the City to provide citizens of, and owners of businesses within, the City of El Mirage with information regarding the sustainability of the City of El Mirage and its support of Luke AFB.

Councilmember Super made a motion to hold a public forum on October 21, 2009 at the Riverview Elementary school at 7:00 p.m. in order for the City to provide citizens of, and owners of businesses within the City of El

Mirage, with information regarding the sustainability of the City of El Mirage and its support of Luke AFB; seconded by Councilmember Cleveland.

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

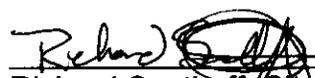
IV. ADJOURNMENT

Mayor Kern adjourned the meeting at 6:18 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 Special Council Meeting held October 1, 2009 and a quorum was present.



Richard Saathoff, City Clerk