

**SPECIAL MEETING OF THE COMMON COUNCIL
OF THE CITY OF EL MIRAGE
EL MIRAGE MUNICIPAL COURT/CITY COUNCIL CHAMBERS
14010 N. EL MIRAGE ROAD
MONDAY, NOVEMBER 16, 2009 – 6:00 P.M.**

Minutes

I. **CALL TO ORDER** – The meeting was called to order by Mayor Michele Kern at 6:00 P.M. in the City Council Chambers.

II. **ROLL CALL**

Present: Mayor Michele Kern, Vice Mayor David Shapera, Councilmember Roger Cleveland, Councilmember William Conner (via telephone), Councilmember Roy Delgado, Councilmember Adam Super.

III. **SPECIAL SESSION**

A. Executive Session. In accordance with A.R.S. § 38-431.03(A), the City Council will consider and vote on holding an executive session to conduct the interviews for the appointment of candidate to the City Council. This vacancy has occurred due to the resignation of the Mayor and the subsequent naming of Councilmember and Vice-Mayor Michele Kern to the position of Mayor of the City of El Mirage. The candidates scheduled to be interviewed and considered are: James McPhetres, Ben Lewis, and Hugh Flisyn. Any candidate may demand that his/her interview and consideration of recommendation of the candidate be conducted in an open meeting rather than in executive session.

Mayor Kern announced that candidate Hugh Flisyn had withdrawn from consideration.

Motion by Super seconded by Cleveland to adjourn into executive session for the purpose of conducting interviews of the applicants for the vacant Councilor position.

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

The Council adjourned into executive session at 6:01 P.M.

The Council reconvened at 7:19 P.M.

B. Appointment to Vacant Seat on the El Mirage City Council. Consideration and possible action to fill the vacant Councilor seat caused by the resignation of former Mayor Fred Waterman and the naming of Councilor and Vice-Mayor Kern as Mayor, for the remainder of Councilor Kern's term of office which expires December 2010.

Motion by Shapera seconded by Delgado to appoint James McPhetres to the vacant Councilor position.

Roll Call Vote: Shapera, yes; Delgado, yes; Cleveland, no, Conner, no; Super, no; Kern, yes.

Motion fails 3-3.

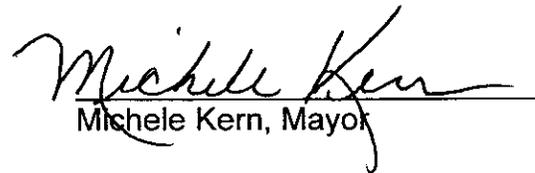
Motion by Super seconded by Cleveland to appoint Ben Lewis to the vacant Councilor position.

Roll Call Vote: Super, yes; Cleveland, yes; Conner, yes; Delgado, no; Shapera, no; Kern, yes.

Motion Carries 4-2.

IV. ADJOURNMENT

Mayor Kern adjourned the meeting at 7:24 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 November 16, 2009 and a quorum was present.


Richard Saathoff, City Clerk