

**SPECIAL MEETING OF THE COMMON COUNCIL
OF THE CITY OF EL MIRAGE
EL MIRAGE CITY COUNCIL CHAMBERS
14010 N. EL MIRAGE ROAD
THURSDAY, DECEMBER 22, 2011**

Minutes

I. CALL TO ORDER

The meeting was called to order by Mayor Lana Mook at 6:00 p.m.

II. ROLL CALL

Present: Mayor Lana Mook, Vice Mayor David Shapera, Councilor Roy Delgado, Councilor Jim McPhetres, Councilor Jack Palladino, Councilor Joe Ramirez, Councilor Lynn Selby (via teleconference).

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.

Mayor Mook made a motion to move item 2 to the regular agenda; seconded by Vice Mayor Shapera. Motion Carries, unanimously.

1. Consideration and action amending to City Council Meeting Schedule for the month of January 2012. The proposed changes are from Tuesday, January 10th to Thursday, January 12th and from Tuesday, January 24th to Thursday, January 26th.
2. Consideration and action approving Resolution R11-12-35 rescinding City development impact fees.

Vice Mayor Shapera made a motion to approve consent item 1 as presented; seconded by Councilor Palladino. Motion Carries, unanimously.

IV. REGULAR AGENDA

Consideration and action approving Resolution R11-12-35 rescinding City development impact fees.

City Manager Isom and Finance Director Nilles presented a brief history of the proposed Resolution and recent State Statute changes requiring the City ability to collect impact fees.

Vice Mayor Shapera made a motion to approve Resolution R11-12-35 as presented; seconded by Councilor Palladino. Motion Carries, 6-0-1 (Delgado).

- A. Public Hearing – Proposed Olive Avenue LLC Annexation located between Olive Avenue and Peoria Avenue east of the present City limits (Public comments will be limited to thirty (30) minutes).

Mayor Mook opened the public hearing at 6:11 p.m.

Mark Smith, Senior Planner presented a brief outline of the proposed property, which slightly different than previously proposed. The purpose of the public hearing is to receive comments regarding the proposed annexation with the property owners, and prevents other communities from entering into discussion with the property owners.

The Council recessed for 5 minutes to allow the public that wish to speak to decide who would present their comments.

Steven Anderson, represents Phoenix Cement and Olive Avenue LLC, we would like to become part of the City of El Mirage. We are going to resume mining as soon as it economically feasible whether the land is annexed or not. At some point, the mining operation will cease but we will still own the land and will want to develop the property. The City of El Mirage's General Plan, as approved by the voters have a vision and we want to be part of the vision. The County does not have the infrastructure required for possible future development but the City does and we feel it is our best interest to begin to develop a relationship with City at this time.

Michael Levault, Kathryn French, Grant Anderson, Lloyce Robinson, Nancy Mangone, June Miller, Lyle Tuttle, Shirley McDonald, Roger Cleveland and C. Brittle spoke against the proposed annexation and the mining operation.

Mayor Mook questioned the City Attorney if it would be appropriate for staff to respond. City Attorney Hall, yes possibility but Staff may want to review prior to responding.

Councilor Ramirez previously I did not have all the information but once I found out that they can legally mine the land, will vote for the best interest of the City of El Mirage.

Mayor Mook closed the public hearing at 7:18 p.m.

- B. Consideration and action to approve the June 30, 2011 Annual Financial Report as an official record of the City of El Mirage.

Robert Nilles and Cory Arvizu presented the City's annual financial report dated June 30, 2011. The report will be posted on the city's website

Vice Mayor Shapera made a motion to approve the June 30, 2011 Annual Financial Report as an official record; seconded by Councilor Delgado. Motion Carries, unanimously.

Dan Reilly wished all Merry Christmas, Happy New Year and Happy Holidays.

V. **ADJOURNMENT**

Mayor Mook adjourned the meeting 8:07p.m.



Lana Mook, 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 December 22, 2011 and a quorum was present.



Richard Saathoff, City Clerk