

**REGULAR 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, DECEMBER 10, 2009**

Members of the El Mirage City Council will attend either in person or by telephone conference call.

Please silence all electronic communication devices (including cell phones and pagers) before the meeting is called to order. Thank you.

Note: The Common Council of the City of El Mirage, by a duly passed motion, may vote in public session to adjourn to executive session on any agenda item in conformation with A.R.S. Section 38.431.03 including legal advice from the City Attorney.

Agenda

I. CALL TO ORDER

Pledge of Allegiance
Moment of Silence

II. ROLL CALL

Mayor Michele Kern	Vice Mayor David Shapera
Councilmember Roger Cleveland	Councilmember William Conner
Councilmember Roy Delgado	Councilmember Ben Lewis
Councilmember Adam Super	

III. PRESENTATION

City of El Mirage's Downtown Arts District.

IV. 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 approving the minutes of the Special Council Meeting held Wednesday, November 4, 2009.
2. Consideration and action approving the minutes of the Special Council Meeting held Monday, November 9, 2009.
3. Consideration and action approving the minutes of the Regular Council Meeting held Thursday, November 12, 2009.

4. Consideration and action approving the minutes of the Special Council Meeting held Monday, November 16, 2009
5. Consideration and action approving Resolution R09-11-40, approving an Intergovernmental Agreement between the State of Arizona Department of Transportation (ADOT) and the City of El Mirage for the use of ARRA 2009 stimulus funds for the Peoria Avenue, Dysart Road to El Mirage Road, milling and asphalt replacement project, and for ADOT to manage said project.
6. Consideration and action appointing Councilor Roger Cleveland to the Commissioner Review Board to review applications and make a recommendation to the City Council for appointments to the City's Boards and Commissions. The Commissioner Review Board is made up of three (3) Council Members appointed by the Council.
7. Consideration and action to appoint Linda Kleiner to the Judicial Selection Advisory and Review Board (JSARB) to fill the remainder of the term of Randy Thomas expiring on March 7, 2010 and one additional three year term beginning March 8, 2010 through March 7, 2013.

V. REGULAR AGENDA

- A. Consideration and action regarding making a recommendation to the Arizona Department of Liquor Licenses and Control regarding the request for liquor license from Jose Perez Gutierrez at 11709 W. Thunderbird Rd. (This item was postponed from the November 12, 2009 Council meeting)
- B. Public Hearing to receive citizen comments regarding the request for a liquor license from Guillermo Vega Gomez at 11926 W. Thunderbird Rd.
- C. Consideration and action regarding making a recommendation to the Arizona Department of Liquor Licenses and Control regarding the request for liquor license from Guillermo Vega Gomez at 11926 W. Thunderbird Rd.
- D. Consideration and action approving Ordinance O09-12-14, amending the Code of the City of El Mirage, Chapter 90, Nuisance and Neighborhood Preservation, by amending Section 90.07, relating to the Service of Notice Requirements.
- E. The Staff will update the City Council on the status of discussion with Dysart Ranchettes property owners regarding irrigation services.
- F. Executive Session - The Council will consider and vote on holding an executive session to meet with the City Attorney and the City's representatives to receive an update, receive legal advice, consider its position, and provide direction regarding the City's position in discussions and negotiations regarding the City of El Mirage's sustainability and quality of life in the vicinity of a military air base. (ARS §38-431.03 (A)(3)(4)(7))

VI. 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.

VII. CITY MANAGER SUMMARY OF CURRENT EVENTS

The City Council may not discuss or act upon any matter in the summary unless the specific matter is properly noticed for legal action.

VIII. CALL TO THE PUBLIC

Items related under this portion of the agenda cannot be discussed or acted upon by the Common Council of the City of El Mirage until the provisions of the Open Meeting Law have been complied with.

IX. ADJOURNMENT

If, because of a disability, you need a reasonable accommodation to participate equally in this Council Meeting, or any public hearing or any City program, activity, or service, please contact the City of El Mirage at 623-876-2925 (TDD 623-933-3258) with your needs. Many accommodations such as auxiliary aids and services, alternate format material, or changing facilities, require in excess of 72 hours to arrange. In order for this department to provide timely accommodations, please notify us as far in advance as possible. The City of El Mirage does not discriminate in admission or access to, treatment or employment in, its federally assisted programs and activities.

AFFIDAVIT OF POSTING – CITY COUNCIL MEETING OF DECEMBER 10, 2009.

I hereby certify that this agenda was posted by 5:00 p.m. on December 9, 2009 at the following locations: 1) City of El Mirage Lobby Area, 12145 N.W. Grand Ave. 2) City of El Mirage City Clerk's Office, 12145 N.W. Grand Ave. 3) City Community Services Department, 14010 N. El Mirage Road; and 4) Maricopa County Library, 14011 N. First Avenue, El Mirage.


Richard Saathoff, City Clerk