

**MINUTES
TOWN OF QUARTZSITE
465 N. PLYMOUTH AVENUE
QUARTZSITE, ARIZONA
REGULAR MEETING OF THE COMMON COUNCIL
TUESDAY, JANUARY 8, 2013 9:00 AM**

CALL TO ORDER:

Mayor Foster

INVOCATION:

No Invocation a moment of silence was done instead

PLEDGE OF ALLEGIANCE:

All in attendance, led by Vice Mayor Jewitt

ROLL CALL:

Roll Call.

Present: Mayor Foster, Vice Mayor Jewitt, Council Member Anderson, Council Member Kelley, Council Member Crooks, Council Member Workman, Council Member Orgeron.

APPROVAL/AMENDMENT OF AGENDA:

Motion: Approve agenda as presented, **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Council Member Anderson.

Motion passed unanimously.

REPORTS & ANNOUNCEMENTS:

Mayor Foster Welcomed Council Member Kelley back.

Council Member Anderson commented on the parade that it was short and sweet and she would like to thank those who attended and the grand opening of the Community Center. Hours for the community Center will be 8 am to 8 pm.

Vice Mayor Jewitt stated that Zumba classes were already being held there.

CONSENT AGENDA:

1. Approve ledger of accounts paid (Check Series 34903-34953/total = \$89,779.93).

2. Approve Minutes of Special Meeting January 2, 2013

Motion: To approve consent agenda as presented, **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Council Member Anderson.

Motion passed unanimously

NEW BUSINESS:

1. Executive Session

- An executive session pursuant to A.R.S. 38-431.03(A)(1) for discussion or consideration of the employment and appeal of dismissal of Martin Brannan as Town Attorney.
- An executive session pursuant to A.R.S. 38-431.03(A)(3) for legal advice with special counsel for the Town regarding the appeal of dismissal and terms of the employment contract of Martin Brannan as Town Attorney.
- An executive session pursuant to A.R.S. 38-431.03(A)(4) for discussion and consultation with special counsel for the Town regarding the Town's position and to

instruct special counsel regarding the employment contract of Martin Brannan as Town Attorney.

Laura Bruno, Interim Town Manager

Motion: To adjourn into executive session, **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Council Member Anderson. Council Member Workman made comment to make a recording and have a permanent record preserved until the matter is settled with Martin Brannan. Council Member Workman's Motion: The Council preserve the audio recording of this proposed Executive session for future litigation purposes and thereby protect the potential due process review and rights of a terminated employee, until such time as the matter of Martin Brannan determination and all litigation matters. Second by Mayor Foster. Interim Town Manager stated that the Executive sessions were recorded and has been since she spoke to the Attorney General's Office. Council Member Workman removed her motion. Mayor Foster asked for a second on Vice Mayor Jewitt's first motion. Second by Council Member Crooks. Motion passed unanimously.

Adjourned to Executive Session: 9:11 am

Reconvene: 10:30 am
Mayor Foster

Roll Call

Present: Mayor Foster, Vice Mayor Jewitt, Council Member Anderson, Council Member Kelley, Council Member Crooks, Council Member Workman, Council Member Orgeron.

2. At the discretion of the Council, motion regarding appeal of Martin Brannan to affirm or overturn termination of contract for cause. (not open for public discussion)

Laura Bruno, Interim Town Manager

Motion: Motion that the Council affirm termination of contract for cause, **Action:** Approve, **Moved by** Mayor Foster, **Seconded by** Vice Mayor Jewitt. Motion passed unanimously.

3. Discussion and Possible action to appoint Dennis E. Kuehl for the Vendor, RV Park, & Swap Meet Municipal Board, a three year term to expire January 1, 2016.

Beth Praast
Acting Community Development Director

Motion: Motion, to approve the appointment of Dennis E. Kuehl for the Vendor, RV Park & Swapmeet Municipal Board. **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Council Member Crooks. Motion passed unanimously.

4. Approval of Ordinance 13-01 repealing Town Code section 2-4-6 and adopting amended section 2-4-6, relating to the order of business conducted by the Mayor and Common Council of the Town of Quartzsite, Arizona and amending the Quartzsite Town Council Procedure Policy Manual to conform.

Laura Bruno, Interim Town Manager

Motion: Approve Ordinance 13-01 regarding Town Code section 2-4-6 and adopting amended section 2-4-6, relating to the order of business conducted by the Mayor and Common Council of the Town of Quartzsite, Arizona and amending the Quartzsite Town Council Procedure Policy Manual to conform, **Action:** Approve, **Moved by** Mayor Foster, **Seconded by** Vice Mayor Jewitt.

Motion passed unanimously.

5. Discussion and possible action to approve new format of the Town Council Agenda.
(Not open for public discussion)

Laura Bruno, Interim Town Manager

Motion: Motion to adopt the new agenda format as item number five, **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Mayor Foster.

Motion passed unanimously.

ADJOURNMENT: 10:41 am

Linda Whineburg presented check to council after meeting

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the Town Council of Quartzsite, Arizona, held on January 8, 2013.

I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 22nd day of January, 2013



Terry Frausto, Town Clerk

On behalf of the Common Council

Approved:



Ed Foster, Mayor