

**MINUTES
TOWN OF QUARTZSITE
MEETING OF THE COMMON COUNCIL
TUESDAY, APRIL 9, 2013, 9:00 AM**

CALL TO ORDER: 9:01 AM

INVOCATION: No Invocation

PLEDGE OF ALLEGIANCE:
Pledge led by Council Member Orgeron.

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

ABSENT: Council Member Anderson

STAFF PRESENT: Attorney Kelly Schwab, Attorney Patricia Ronan, Town Clerk Terry Frausto, and Tina Abriani, secretary.

APPROVAL/AMENDMENT OF AGENDA:
Motion: to approve the agenda presented, Action: Approve, Moved by Vice Mayor Jewitt, Seconded by Council Member Kelley.
Vote: Motion carried by unanimous roll call vote (summary: Yea = 6).
Yea: Mayor Foster, Vice Mayor Jewitt, Council Member Kelley, Council Member Crooks, Council Member Workman, Council Member Orgeron.

PRESENTATIONS; PROCLAMATIONS:

1. Arbor Day Proclamation
April 26, 2013 is the special day set aside for the planting of trees and is now observed throughout the world.
2. Crime Victims' Rights Week Proclamation
April 21 – 27, 2013 is designated as the Town of Quartzsite's Crime Victims' Rights Week. This week reaffirms the Town Council's commitment to respect, and enforce crime victims' rights. The commitment is to help emotionally, physically, financially and spiritually to face new challenges and help find new solutions; to enhance help in rebuilding life for victims and survivors and those who serve them.
3. Week of the Young Child Proclamation
Week of the Young Child April 14 – 20, 2013
Ms. Merritt Beckett, the Regional Director for the La Paz – Mohave Regional Partnership Council with First Things First spoke regarding the their statewide school readiness initiative.

CONSENT AGENDA:

4. Ledger of Accounts Paid

5. Minutes of Special Meeting of February 22, 2013 and Regular Meeting on March 26, 2013

Motion: approve as written, **Action:** Approve, **Moved by** Council Member Orgeron, **Seconded by** Council Member Kelley.

Vote: Motion carried by unanimous roll call vote (**summary:** Yea = 6).

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

Motion passed unanimously.

ADMINISTRATIVE ITEMS:

6. Consider approval of an agreement with Tioga Solar Gila, LLC, for construction, operation and maintenance of a solar powered electric generating project; and to purchase from Tioga Solar Gila, LLC the electric energy produced by the project.

Motion: To approve the power purchase agreement with Tioga Solar Gila, LLC for construction, operation and maintenance of a solar powered electric generating project; as an aside, this project was presented here in Town Hall several months ago, **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Council Member Kelley.

Tom Harris, working with Tioga (financer of the project) and Ace Solar (constructor of the project) spoke on the matter. He said there is some urgency to complete the project and would like to work with the Mayor and the Council. The Mayor asked about the urgency. Tom Harris explained he hopes the Council to approve by the next Council meeting.

Carol withdrew her second Mike Jewitt withdrew his first motion to make a new motion.

Motion: That the we take the next two weeks, between now and the next Council Meeting, for those of us on the Council to study this, our purchase agreement between the Town and Tioga Solar Gila, LLC and be prepared to make a decision at the next Council Meeting, **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Council Member Crooks.

Vote: Motion carried by unanimous roll call vote (summary: Yea = 6).

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

7. Consider approval of a proposed job description and annual salary for the position of Quartzsite Municipal Court Judge.

Item opened for discussion.

Motion: to make it twenty to thirty five (the salary for the Judge), **Action:** Approve, **Moved by** Council Member Kelley, **Seconded by** Council Member Orgeron.

Vote: Motion carried by unanimous roll call vote (**summary:** Yea = 6).

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

Motion: to accept the remainder of the job description as presented, **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Council Member Kelley.
Vote: Motion carried by unanimous roll call vote (**summary:** Yea = 6).
Yea: Mayor Foster, Vice Mayor Jewitt, Council Member Kelley, Council Member Crooks, Council Member Workman, Council Member Orgeron.

8. Executive Session:

- **An executive session pursuant to ARS 38-431.03(A)(3) for legal advice with Town Attorneys regarding the process to fill the vacancy created by the resignation of Patricia Anderson from the Town Council.**
- **An Executive Session pursuant to ARS 38-431.03(A)(3) and (A)(4) for legal advice and discussion and consultation with the Town Attorneys regarding the Town's position and to instruct the Town Attorneys regarding possible settlement of the case Prutch v. Quartzsite.**

Motion: go into Executive Session to discuss the areas presented, **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Council Member Kelley.
Vote: Motion carried by unanimous roll call vote (**summary:** Yea = 6).
Yea: Mayor Foster, Vice Mayor Jewitt, Council Member Kelley, Council Member Crooks, Council Member Workman, Council Member Orgeron.

Meeting adjourned to Executive Session at 9:29 AM.

Regular Session Reconvened: 9:56 AM.

ROLL CALL:

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

Absent: Council Member Anderson.

COMMUNICATIONS:

The Mayor officially announced that the Town is now taking applications for the open Council seat, vacated by Patricia Anderson, until Friday, May 10, 2013. Under state law the term would run until the next regular election in November, 2013.

Shaneen Bergette, who lives at 651 W. Cowell, spoke about a complaint she submitted to the Town Clerk regarding a zoning violation.

Mike Jewitt asked if it was presented to Planning & Zoning Department and Mrs. Bergette replied it had not. Norma asked that a copy of the complaint be given to the Town Manager by the Town Clerk, Terry Frausto.

ADJOURNMENT: 10:00 AM

Meeting adjourned by Mayor Ed Foster

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of April 9, 2013, of the Town Council of Quartzsite, Arizona, held on April 9th, 2013.

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

DATED this 23rd day of April 2013.



Terry Frausto, Town Clerk

On behalf of the Common Council

Approved:



Ed Foster, Mayor