

**MINUTES  
TOWN OF QUARTZSITE  
SPECIAL MEETING OF THE COMMON COUNCIL  
WEDNESDAY, JUNE 26, 2013, 1:00 PM**

**CALL TO ORDER:**

- ▶ Mayor Foster 1:00 pm

**INVOCATION:**

- ▶ No invocation

**PLEDGE OF ALLEGIANCE:**

- ▶ Led by Vice Mayor Jewitt, said by all

**ROLL CALL:**

- ▶ Present: Mayor Foster, Vice Mayor Jewitt, Council Member Crooks, Council Member Workman, Council Member Orgeron, Council Member Scott.

**ABSENT:**

Council Member Kelley.

**STAFF PRESENT:**

Town Manager – Laura Bruno, Town Clerk - Terry Frausto, Assisting Town Clerk - Tina Abriani, Town Attorney - Susan Goodwin.

**APPROVAL/AMENDMENT OF AGENDA:**

- ▶ Motion: to approve as presented, Action: Approve, Moved by Vice Mayor Jewitt, Seconded by Council Member Orgeron.

**Motion passed unanimously.**

**PRESENTATIONS; PROCLAMATIONS:**

No presentations or proclamations.

**CONSENT AGENDA:**

1. Ledger of Accounts Paid- Consider approval of check series 35712 – 35772, totaling \$114,944.53.
2. Minutes - Consider approval of the minutes of the June 7, 2013 Special Meeting, the June 11, 2013 Regular Meeting and the June 18, 2013 Work Session.

3. Grant Authorization – Consider approval of a resolution authorizing the submission of an application for FY 2013 Community Development Block Grant (CDBG) funds and Implementation of the CDBG project.

4. Lease Purchase Agreement – Consider ratification of lease purchase agreement financing the replacement of the Towns central multifunction copier/printer/scanner/fax unit.

▶ **Motion:** Vice Mayor Jewitt moved to approve the Consent Agenda with the following correction: the minutes from June 11th under Administrative Items regarding the Senior Fair coming up this coming season. The minutes stated a DJ from Sirius Radio will be there to promote the Quartzsite event and it should say they have agreed to promote the event and another one about six hundred parking spaces should show at and around the park.

▶ Council Member Scott had a correction: the minutes of June 18th, page 3. She stated this is an item she wants to show. Eventually she hopes it is an item coming before Council. She would like to have this discussion reflected in the minutes.

▶ Council Member Orgeron seconded the motion to approve the Consent Agenda with the minutes amended as indicated.

**Motion passed unanimously.**

#### **ADMINISTRATIVE ITEMS:**

**5. Tentative Budget – Consider Adoption of a Tentative Budget for Fiscal Year 2013-14, and proposed Expenditure Limitation for the same year.**

▶ **Motion:** to approve and put out for publication, the tentative budget as presented and as previously discussed. **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Council Member Crooks.

**Motion passed unanimously.**

#### **6. Executive Session:**

An executive session pursuant to A.R.S. §38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding amendment to the Town Code regarding discipline of Town Court magistrates.

An executive session pursuant to A.R.S. §38-431.03(A)(3) and (4) for discussion or consultation with the Town Attorney for legal advice and to consider the Towns position and instruct the Town Attorney regarding the dissolution of the drug control task force intergovernmental agreement among La Paz County, the Town of Parker, and the Town of Quartzsite.

An executive session pursuant to §38-431(A)(4) for discussion or consultation with the Town Attorney in order to consider its position and instruct the Town Attorney regarding the Towns position regarding pending litigation in the matter of Desert Gardens Mobile Home and Classic Cars v. Town of Quartzsite.

An executive session pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney regarding attorney–client privilege and the waiving of the attorney–client privilege.

An executive session pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice with the Town Attorneys and discussion or consultation with the Town Attorneys in order to consider the Towns position and instruct its attorneys regarding the contract with the Chief of Police.

▶ **Motion:** Move to adjourn into executive session, **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Council Member Orgeron.

**Reconvene** 2:24 pm

▶ Mayor Foster

**Roll Call.**

▶ **Present:** Mayor Foster, Vice Mayor Jewitt, Council Member Crooks, Council Member Workman, Council Member Orgeron, Council Member Scott.

**Absent:** Council Member Kelley.

**7.Town Code Amendment** – Consider Approval of an Ordinance amending the Town Code for the Town of Quartzsite by repealing Sections 5-701 and 5-702 of Chapter 5, Magistrate, Article 7, Discipline.

▶ **Motion:** to approve the ordinance amending the Town Code for the Town of Quartzsite by repealing Sections 5-701 and 5-702. **Action:** Approve, **Moved by** Council Member Orgeron, **Seconded by** Vice Mayor Jewitt. **Motion passed unanimously.**

**9.Attorney-Client Privilege** – Discussion and consideration of waiver of the attorney-client privilege for 1) a letter from Mayor Foster to the Town

Attorneys office dated June 13, 2013, to the extent the privilege exists, and  
2) a letter from the Town Attorneys office to Mayor Foster dated June 18,  
2013, relating to attorney–client privilege.

▶ **Motion:** to waive the attorney-client privilege in this occasion only for these specific documents, **Action:** Approve, **Moved by** Vice Mayor Jewitt, **Seconded by** Council Member Orgeron.  
**Motion passed unanimously.**

**8.Chief of Police Position** – Discussion and possible action regarding the Chief of Police position.

▶ **Motion:** to place the Chief of Police on administrative leave. **Moved by** Mayor Foster, **Seconded by** Council Member Workman.

▶ **Vote: Motion Failed (summary: Yea = 2, Nay = 4, Abstain = 0).**

**Yea:** Mayor Foster, Council Member Workman.

**Nay:** Vice Mayor Jewitt, Council Member Crooks, Council Member Orgeron, Council Member Scott.

▶ Town Attorney Goodwin asked that the item regarding the Magistrate be brought back up because Town Code requires a reading that can be by title only.

▶ **Motion:** to approve and the ordinance was read by Mayor Foster  
**Motion second** by Vice Mayor Jewitt. **Motion passed unanimously.**

**10. Announcements and Reports from the Mayor on current events.**

▶ No announcements from the Mayor.

**11. Announcements and Reports from the Council on Current events.**

▶ Council Member Orgeron spoke on the subject of an article on the internet.

**12. Report from the Town Manager.**

▶ Letter from the Chief about the Mayor reviewed.

#### **COMMUNICATIONS FROM CITIZENS:**

▶ Jennifer Jones spoke on the subject on of the Chief being suspended.

- ▶ John Jones spoke on the subject of the Police Chief and Council.
- ▶ Shanana Rain GoldenBear spoke on the subject of the agenda.
- ▶ Chief Gilbert spoke on the subject of completion of complaint.
- ▶ Tim Rider spoke on the support of the police department.

**ADJOURNMENT:** 2:59 pm

- ▶ Mayor Foster

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Special Meeting of June 26, 2013, of the Town Council of Quartzsite, Arizona, held on June 26th, 2013.

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

DATED this 9th day of July, 2013

Terry Frausto, Town Clerk

On behalf of the Common Council

Approved:

Ed Foster, Mayor