

# COUNCIL MEETING AGENDA

TUESDAY, MARCH 10, 2015

Members may attend in person or by telephone

## AMENDED

(amended to add a presentation)

Ed Foster, Mayor  
Norm Simpson, Vice Mayor

Carol Kelley  
Loretta Warner  
Hal Davidson

Mark Orgeron  
Gunny St. Germain

**Quartzsite Town Hall  
Council Chambers  
465 North Plymouth Avenue  
Quartzsite, Arizona**

**Regular Meeting  
7:00 p.m.**

### **SPEAKING TO THE COUNCIL**

*If you are interested in speaking to the Council during Public Hearings, Communications from Citizens, or other designated agenda items, you must fill out a speaker card (located on the table inside the front entrance to the Council Chambers) and deliver it to the Town Clerk prior to the convening of the meeting. Each individual will be limited to three (3) minutes for their remarks.*

*All persons attending the Council meeting, whether speaking to the Council or not, are expected to observe the Council Rules, as well as the rules of politeness, propriety, decorum and good conduct. Any person interfering with the meeting in any way, or acting rudely or loudly, will be asked to leave.*

### **CELL PHONES AND RECORDING DEVICES**

*As a courtesy to others please turn off or silence all cell phones or pagers. Reporters or others with recording devices are requested to be staged at the back of the public seating area in order not to interfere with the meeting.*

***Items may be discussed earlier or in a different sequence.  
Headphones are available upon request for the hearing impaired.***

<b>AGENDA ITEM</b>	<b>COUNCIL ACTION</b>
<b>CALL TO ORDER OF REGULAR MEETING</b>	
<b>INVOCATION AND PLEDGE OF ALLEGIANCE</b> <i>The invocation may be offered by a person of any religion, faith, belief or non-belief. Interested persons should contact the Clerk for further information.</i>	
<b>ROLL CALL</b>	
<b>ANNOUNCEMENTS</b>	

	<p><b>CALL TO THE PUBLIC AND COMMUNICATIONS FROM CITIZENS</b> - <i>At this time, members of the public may comment on matters within the jurisdiction of the Town but not on the agenda. For the official record, individuals must state their name. There is a 3 minute limit for each speaker. The Council's response is limited to responding to criticism, asking staff to review a matter commented upon, or asking that a matter be put on a future agenda.</i></p>	
	<p><b>PROCLAMATION</b></p>	
1.	<p><b>RECOGNITION OF JONATHAN DAVID McELWAIN</b> - Proclamation paying tribute to Jonathan David McElwain as an outstanding representative of the youth of the Town of Quartzsite and recipient of the earned the honor of achieving the highest rank in Boy Scouts, attained by only two percent of all Scouts, the Eagle Scout badge.</p>	
	<p><b>PRESENTATION</b></p>	
	<p><b>ARIZONA PEACE TRAIL</b> – JC Sanders, Arizona Peace Trail Committee Member, will provide information regarding the 680 mile OHV trail connecting 3 Counties: Mohave, La Paz, and Yuma from Bullhead City to Yuma. The non-profit organization's mission statement is: <i>To develop a loop trail system utilizing existing trails and roads in Western Arizona connecting Bullhead City to Yuma and assist the land managers in maintaining the trail system. Work with city, county, state and federal agencies to keep the desert roads and trails open for public use. Work on projects for our community, our highways and our public lands. Promote the sport of Off Highway Vehicle (OHV) riding safety, with awareness and respect for the environment.</i></p>	
	<p><b>CONSENT AGENDA</b></p> <p><i>All items listed below are considered consent calendar items and may be approved by a single motion unless removed at the request of Council for further discussion/action. Other items on the agenda may be added to the consent calendar and approved under a single motion.</i></p>	
2.	<p><b>LEDGER OF ACCOUNTS PAID</b> – Consider approval of check series 38599 - 38645, totaling \$126,872.53.</p>	<p>Discussion; possible action by MOTION; may be acted upon with single motion.</p>

	<p><b>ADMINISTRATIVE ITEMS</b></p> <p><i>Administrative items are for Council discussion and action. It is at the discretion of the majority of the Council regarding public input requests on any Administrative Item. Persons wishing to speak on an Administrative Item should complete a Request to Speak Form and indicate the Item they wish to address. Council may or may not accept public comment.</i></p>	
3.	<p><b>MINUTES</b> – Consider approval of the minutes of the Work Session of February 24, 2015; the Special Meeting of February 24, 2015, and the Regular Meeting of February 24, 2015.</p>	Discussion; possible action by MOTION.
4.	<p><b>APPROVED VENDOR LIST FOR CONSENT AGENDA</b> - Discussion regarding establishing an approved vendor list for future consent agendas.</p> <p><b>New vendors and purchases not on the vendor list are to be listed separately.</b> Justification for each expenditure and the correlating budget information, as well as the name of the person or department requiring each expenditure, should be listed for each and every expenditure not on the approved vendor list for the consent agenda. <i>Item requested by Vice Mayor Simpson.</i></p>	Discussion.
5.	<p><b>COUNCIL TO APPROVE ALL NEW HIRES</b> - Discussion and possible action to require all proposed new hires, either budgeted or not, be approved by Council before the applicant is hired. <i>Item requested by Vice Mayor Simpson.</i></p>	Discussion; possible action by MOTION.
6.	<p><b>REZONE 010615-1</b> - Discussion and possible action to adopt an ordinance to Rezone property located at 4225 Mockingbird Street, Quartzsite, AZ 85346. APN: 306-20-014 from SR to C-2 for the purpose of placing a commercial sign.</p>	Discussion; possible action by MOTION.
7.	<p><b>COLORADO RIVER ALLOCATION</b> - Discussion and possible action to amend and supplement the contract with the U.S. Department of the Interior, Bureau of Reclamation for delivery of Colorado River water through January 28, 2029.</p>	Discussion; possible action by MOTION.
8.	<p><b>TOWN VOLUNTEER BOARDS</b> - Preliminary review, discussion and possible direction regarding existing Boards, Committee, Commission, Corporation and their status.</p>	Discussion.

9.	<b>SALES TAX DISCUSSION</b> - Discussion and possible action to review vending practices within Town during special craft show events and compliance with State laws. <i>Item requested by Council Member Warner.</i>	Discussion; possible action by MOTION.
10.	<b>COMMUNITY EVENTS</b> – Discussion and possible direction to utilize town resources for planning, coordinating, and executing special events throughout the year. <i>Item requested by Council Member Kelley.</i>	Discussion.
11.	<b>EXECUTIVE SESSION</b> - An executive session pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney in order to consider its position and instruct the Town Attorney regarding the Town's position regarding amendments to a Power Purchase Agreement for Wastewater Project with SunEdison Origination1, LLC that is the subject of negotiations.	
	<b>MOTION TO ADJOURN TO EXECUTIVE SESSION</b>	Action by MOTION.
	<b>RETURN TO OPEN SESSION</b>	
11.	<b>CONTRACT AMENDMENT - SUNEDISON ORIGINATI- TION1, LLC</b> - Consideration, discussion and possible approval of an amendment to the Power Purchase Agreement for Wastewater Project with SunEdison Origination1, LLC.	Discussion; possible action by MOTION.
	<b>COMMUNICATIONS</b>	
12.	Reports from the MAYOR on current events.	
13.	Reports from the COUNCIL on current events.	
14.	Reports from the TOWN MANAGER to the Council.	

	<b>ADJOURN</b>	<b>MOTION to adjourn.</b>
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**Certification of Posting**

The undersigned hereby certifies that a copy of the attached notice was duly posted at the following locations:  
Quartzsite Town Hall, 465 N. Plymouth Ave, Quartzsite, AZ, U.S. Post Office, 80 W. Main Street, Quartzsite, AZ and The Senior Center, 40 Moon Mountain Ave, Quartzsite, AZ, on the \_\_\_\_\_ day of \_\_\_\_\_, 2015, at \_\_\_\_\_ a.m./p.m. in accordance with the statement filed by the Town of Quartzsite with the Town Clerk, Town of Quartzsite.

By: \_\_\_\_\_, Town Clerk's Office.

QUARTZSITE PUBLIC LIBRARY  
Statistical Report February, 2015

**Total Number of Patrons**

	<b>5,403</b>
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Adult Fiction	1,112
Adult Non Fiction	363
Paperbacks	508
Large Print	521
E-Books	1,703
Arizona Books	74
Foreign Language	2
ILL Sent to other Libraries	0
ILL. Received from other Libraries	0
<b>TOTAL ADULT BOOKS</b>	<b>4,283</b>
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Young Adult Fiction	28
Young Adult Non-Fiction	0
Young Adult Paperback	0
Juvenile Fiction	55
Juvenile Non-Fiction	18
Kids Computer Use	936
Graphic Novel	3
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<b>MISCELLANEOUS</b>	
Puzzles	22
DVD	1,386
VHS	317
CD Audio	74
Audio Cassettes	47
<b>TOTAL CIRCULATION</b>	<b>7,169</b>
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Computer Questions	508
Reference Questions	374
Information	303
Computer Use	859
Caregivers Use	8
Wireless Usage	790
New Patrons Registered	35
Meeting Room Use	92
Donations	103

**QUARTZSITE CHILDREN'S LIBRARY  
 STATISTICAL REPORT  
 MONTH OF FEBRUARY, 2015**

<b><u>TOTAL NUMBER OF PATRONS</u></b>	<b>1,325</b>
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Young Adult – Nonfiction	0
Young Adult – Fiction	28
Young Adult – Paperbacks	0
<b>TOTAL YOUNG ADULT BOOKS</b>	<b><u>28</u></b>
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Children – Nonfiction	18
Children – Fiction	55
 <b>TOTAL CHILDREN BOOKS</b>	 <b>73</b>
Programs for Children 4      Children Participating 29	
<b>TOTAL CIRCULATION</b>	<b>207</b>
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Computer Use	936
Computer Questions	426
Reference Questions A/C	317
Information & Referral	353
Donations	0
Volunteer Hours	0
New Patrons Registered	0

## Circulation Statistics By Item Report Class : 02/01/2015 to 02/28/2015

Item Report Class	Checked In	Checked Out	Renewed	In-House Use	Booked
000 - 099	7	8	1	0	0
100 - 199	15	14	0	0	0
200 - 299	20	11	4	0	0
300 - 399	76	65	8	6	0
400 - 499	3	3	0	0	0
500 - 599	32	35	1	7	0
600 - 699	55	46	20	8	0
700 - 799	61	66	11	4	0
800 - 899	24	15	2	5	0
900 - 999	102	100	9	11	0
ADV	0	1	0	0	0
Aud	48	47	5	5	0
AZ	63	60	4	2	0
AZ NF	17	13	2	0	0
AZ R	0	1	0	0	0
BC	0	0	0	0	0
Biography	2	2	0	0	0
CD ROM	0	0	0	0	0
CD/AUD	83	74	28	7	0
Christian Fiction	145	135	36	4	0
DVD	1459	1386	83	80	0
Easy Book	17	22	0	4	0
eBook	1	1	0	0	0
Fiction	649	617	84	44	0
Fiction Large Print	344	321	21	18	0
Fiction Paperback	119	124	15	5	0
French	1	1	4	0	0
Graphic Novel	2	3	0	0	0
J Fiction	61	55	3	18	0
J Non-Fiction	24	18	3	12	0
J PBK	2	1	0	0	0
J Spanish	2	2	0	0	0
Jigsaw puzzle	15	22	9	1	0
L	1	2	0	0	0
Large Print Non-Fiction	17	15	1	1	0
Magazine	0	0	0	0	0
Mystery	327	299	34	10	0
Mystery Large Print	68	63	2	3	0
Mystery Paperback	97	106	14	7	0
Native American	1	2	0	0	0
PHA	2	2	0	0	0
Reference	1	1	0	3	0
Romance	2	3	0	1	0
Romance Paperback	32	37	5	5	0
Science Fiction	16	23	1	2	0
	50	41	5	1	0

## Science Fiction

## Paperback

Spanish	2	1	14	2	0
Undefined	7	12	4	1	0
VHS	314	317	7	19	0
Western	31	35	0	1	0
Western Large Print	140	122	5	3	0
Western Paperback	205	200	42	10	0
YA Fiction	31	28	0	4	0
YA Non-Fiction	0	0	0	0	0
YA Paperback	0	0	0	0	0
Total	4793	4578	487	314	0



## TOWN OF QUARTZSITE

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### REGULAR COUNCIL MEETING

Tuesday, March 10, 2015

- Agenda Item #2** Consider approval of check series 38599 - 38645, totaling \$126,872.53.
- Summary:** The Quartzsite Town Council Procedure Policy states that at least once each month the Council shall review a list of all the bills paid, and may ask for clarification at any time.
- The Procedure Policy also states the Council should designate the check numbers being approved.
- Responsible Person:** Skylor Miller, Town Manager
- Attachment:** Ledger of Accounts Paid: check series 38599 - 38645.
- Action Requested:** Motion to approve the Ledger of Accounts Paid; check series 38599 - 38645.

**Quartzsite Town Council Meeting of  
MARCH 10, 2015  
Check Register/ Revenue/ Consent Agenda**

**Horizon Community Bank- Begin Check #38599 - 38645**

**Balances on all cash accounts as of March 5, 2015**

<b>Checking Account</b>	<b>\$</b>	<b>3,003,068.49</b>
<b>LGIP Account</b>	<b>\$</b>	<b>697,277.61</b>
<b>WIFA Debt Reserve Account</b>	<b>\$</b>	<b>162,883.17</b>

<b>Total Expensed Dollar Amount for Consent Agenda</b>	<b>\$</b>	<b>187,686.01</b>
<b>Total Payroll for Pay Period Ending 2/28/15</b>	<b>\$</b>	<b>60,813.48</b>
<b>YTD Total Revenue Dollar Amount for Consent Agenda</b>	<b>\$</b>	<b>1,383,716.11</b>
<b>YTD Total Sewer Cap Revenue as of 3/5/15</b>	<b>\$</b>	<b>7,100.00</b>
<b>YTD Total Sewer Sales Revenue as of 3/5/15</b>	<b>\$</b>	<b>729,649.91</b>
<b>YTD Total Water Cap Revenue as of 3/5/15</b>	<b>\$</b>	<b>12,200.00</b>
<b>YTD Total Water Sales Revenue as of 3/5/15</b>	<b>\$</b>	<b>634,766.20</b>

## Report Criteria:

Report type: GL detail

Check.Check Number = 38599-38845

Check Issue Date	Check Number	Payee	Invoice Amount	Description	Invoice GL Account	Amount
<b>38600</b>						
02/26/15	38600	APS	142.65	Electric Service	03-220-5049	142.65
02/26/15	38600	APS	556.18	Electric Service	01-185-5048	556.18
02/26/15	38600	APS	832.46	Electric Service	01-130-5048	832.46
02/26/15	38600	APS	339.43	Electric Service	01-140-5048	339.43
02/26/15	38600	APS	303.50	Electric Service	01-170-5048	303.50
02/26/15	38600	APS	152.36	Electric Service	01-150-5048	152.36
02/26/15	38600	APS	281.05	Electric Service	01-180-5048	281.05
02/26/15	38600	APS	233.39	Electric Service	03-220-5048	233.39
02/26/15	38600	APS	408.86	Electric Service	03-220-5049	408.86
02/26/15	38600	APS	7,131.35	Electric Service	16-550-5048	7,131.35
Total 38600:			10,381.23			
<b>38601</b>						
02/26/15	38601	Berry Law Group PLLC	17,926.98	Replaces Lost Check #38500	01-120-5072	17,926.98
Total 38601:			17,926.98			
<b>38602</b>						
02/26/15	38602	Metlife	641.10	Dental Premium	01-000-2209	641.10
02/26/15	38602	Metlife	27.34	Dental Premium	01-110-5016	27.34
02/26/15	38602	Metlife	134.84	Dental Premium	01-130-5016	134.84
02/26/15	38602	Metlife	51.25	Dental Premium	01-140-5016	51.25
02/26/15	38602	Metlife	101.75	Dental Premium	01-150-5016	101.75
02/26/15	38602	Metlife	39.68	Dental Premium	01-160-5016	39.68
02/26/15	38602	Metlife	90.43	Dental Premium	01-170-5016	90.43
02/26/15	38602	Metlife	38.09	Dental Premium	01-180-5016	38.09
02/26/15	38602	Metlife	72.33	Dental Premium	01-180-5016	72.33
02/26/15	38602	Metlife	23.81	Dental Premium	01-181-5016	23.81
02/26/15	38602	Metlife	15.87	Dental Premium	01-230-5016	15.87
02/26/15	38602	Metlife	290.18	Dental Premium	03-220-5016	290.18
02/26/15	38602	Metlife	155.52	Dental Premium	15-500-5016	155.52
02/26/15	38602	Metlife	227.24	Dental Premium	16-550-5016	227.24
Total 38602:			1,909.43			
<b>38603</b>						
02/26/15	38603	Principal Financial Group	409.95	Employee Life Insurance	01-000-2209	409.95
02/26/15	38603	Principal Financial Group	6.44	Employee Life Insurance	01-110-5016	6.44
02/26/15	38603	Principal Financial Group	27.22	Employee Life Insurance	01-130-5016	27.22
02/26/15	38603	Principal Financial Group	91.58	Employee Life Insurance	01-140-5016	91.58
02/26/15	38603	Principal Financial Group	22.27	Employee Life Insurance	01-150-5016	22.27
02/26/15	38603	Principal Financial Group	12.38	Employee Life Insurance	01-160-5016	12.38
02/26/15	38603	Principal Financial Group	21.42	Employee Life Insurance	01-170-5016	21.42
02/26/15	38603	Principal Financial Group	11.88	Employee Life Insurance	01-180-5016	11.88
02/26/15	38603	Principal Financial Group	9.90	Employee Life Insurance	01-185-5016	9.90
02/26/15	38603	Principal Financial Group	7.43	Employee Life Insurance	01-181-5016	7.43
02/26/15	38603	Principal Financial Group	4.95	Employee Life Insurance	01-230-5016	4.95
02/26/15	38603	Principal Financial Group	56.92	Employee Life Insurance	03-220-5016	56.92
02/26/15	38603	Principal Financial Group	36.63	Employee Life Insurance	15-500-5016	36.63
02/26/15	38603	Principal Financial Group	46.53	Employee Life Insurance	16-550-5016	46.53

Check Issue Date	Check Number	Payee	Invoice Amount	Description	Invoice GL Account	Amount
Total 38603:			765.50			
<b>38604</b>						
02/26/15	38604	TABS	2,349.22	Employee Payroll Deduction	01-000-2208	2,349.22
02/26/15	38604	TABS	255.77	Mayor & Council	01-110-5016	255.77
02/26/15	38604	TABS	1,514.00	Admin/Finance	01-130-5016	1,514.00
02/26/15	38604	TABS	3,964.98	Police	01-140-5016	3,964.98
02/26/15	38604	TABS	988.36	Magistrate	01-150-5016	988.36
02/26/15	38604	TABS	491.86	Community Development	01-160-5016	491.86
02/26/15	38604	TABS	1,090.18	Library	01-170-5016	1,090.18
02/26/15	38604	TABS	472.19	Parks	01-180-5016	472.19
02/26/15	38604	TABS	393.49	Recreation	01-185-5016	393.49
02/26/15	38604	TABS	3,348.36	Public Works	03-220-5016	3,348.36
02/26/15	38604	TABS	196.75	Transit Van	01-230-5016	196.75
02/26/15	38604	TABS	255.77	Cemetery	01-181-5016	255.77
02/26/15	38604	TABS	1,697.88	WWTP	15-500-5016	1,697.88
02/26/15	38604	TABS	2,091.36	Water	16-550-5016	2,091.36
Total 38604:			19,110.17			
<b>38605</b>						
02/26/15	38605	TDS Telecom	269.43	Telephone Service - Admin	01-130-5048	269.43
02/26/15	38605	TDS Telecom	542.90	Telephone Service - Police	01-140-5048	542.90
02/26/15	38605	TDS Telecom	198.72	Telephone Service - Magistrate	01-150-5048	198.72
02/26/15	38605	TDS Telecom	51.39	Telephone Service - P&Z	01-160-5048	51.39
02/26/15	38605	TDS Telecom	157.94	Telephone Service - WWTP	15-500-5048	157.94
02/26/15	38605	TDS Telecom	114.72	Telephone Service - Water	16-550-5048	114.72
Total 38605:			1,335.10			
<b>38606</b>						
02/26/15	38606	Visa	353.44	Accura Counter - Library	10-000-4002	353.44
Total 38606:			353.44			
<b>38607</b>						
02/26/15	38607	Vision Service Plan	339.74	Employee Payroll Deduction	01-000-2209	339.74
Total 38607:			339.74			
<b>38619</b>						
03/05/15	38619	ABM	95.28	Consultant Services - Community Development	01-160-5032	95.28
Total 38619:			95.28			
<b>38620</b>						
03/05/15	38620	ClassicPlan Premium Fina	979.94	Recreation/Community Bldg - 4%	01-185-5046	979.94
03/05/15	38620	ClassicPlan Premium Fina	1,959.88	Admin - 8%	01-130-5046	1,959.88
03/05/15	38620	ClassicPlan Premium Fina	4,654.71	Police - 19%	01-140-5046	4,654.71
03/05/15	38620	ClassicPlan Premium Fina	734.95	Magistrate - 3%	01-150-5046	734.95
03/05/15	38620	ClassicPlan Premium Fina	734.95	Library - 3%	01-170-5046	734.95
03/05/15	38620	ClassicPlan Premium Fina	9,064.43	Public Woks - 37%	03-220-5046	9,064.43
03/05/15	38620	ClassicPlan Premium Fina	1,224.92	Transit - 5%	01-230-5046	1,224.92
03/05/15	38620	ClassicPlan Premium Fina	2,939.82	WWTP - 12%	15-500-5046	2,939.82
03/05/15	38620	ClassicPlan Premium Fina	2,204.86	Water - 9%	16-550-5046	2,204.86

Check Issue Date	Check Number	Payee	Invoice Amount	Description	Invoice GL Account	Amount
Total 38620:			24,498.46			
<b>38621</b>						
03/05/15	38621	Colby & Powell, PLC	10,000.00	Preparation of Audit Financial Statements	01-130-5032	10,000.00
Total 38621:			10,000.00			
<b>38622</b>						
03/05/15	38622	Connected Computer& Re	327.86	Computer Services - Admin	01-130-5035	327.86
03/05/15	38622	Connected Computer& Re	27.32	Computer Services - WWTP	15-500-5035	27.32
03/05/15	38622	Connected Computer& Re	27.32	Computer Services - Water	16-550-5035	27.32
Total 38622:			382.50			
<b>38623</b>						
03/05/15	38623	Curtis, Goodwin, Sullivan,	5,489.23	General Council Svcs January 2015	01-120-5071	5,489.23
03/05/15	38623	Curtis, Goodwin, Sullivan,	2,266.70	Special Council Svcs January 2015	15-500-5032	2,266.70
03/05/15	38623	Curtis, Goodwin, Sullivan,	7,361.08	Special Council Svcs January 2015	01-120-5071	7,361.08
Total 38623:			15,117.01			
<b>38624</b>						
03/05/15	38624	Cyle Johnson Electric	634.22	Welding receptacle - new circuit at Kofa site	16-550-5091	634.22
Total 38624:			634.22			
<b>38625</b>						
03/05/15	38625	Etherspeak Inc.	10.99	Phone Services - M&C	01-110-5048	10.99
03/05/15	38625	Etherspeak Inc.	58.30	Phone Services - Admin	01-130-5048	58.30
03/05/15	38625	Etherspeak Inc.	25.84	Phone Services - Magistrate	01-150-5048	25.84
03/05/15	38625	Etherspeak Inc.	20.89	Phone Services - P&Z	01-160-5048	20.89
03/05/15	38625	Etherspeak Inc.	20.89	Phone Services - Library	01-170-5048	20.89
03/05/15	38625	Etherspeak Inc.	15.94	Phone Services - Rec	01-185-5048	15.94
03/05/15	38625	Etherspeak Inc.	20.89	Phone Services - HURF	03-220-5048	20.89
03/05/15	38625	Etherspeak Inc.	15.94	Phone Services - WW	15-500-5048	15.94
03/05/15	38625	Etherspeak Inc.	15.94	Phone Services - Water	16-550-5048	15.94
Total 38625:			205.62			
<b>38626</b>						
03/05/15	38626	Garage Equipment Supplie	7,175.00	4-Post Lift	03-220-5029	7,175.00
Total 38626:			7,175.00			
<b>38627</b>						
03/05/15	38627	Gold Star Engraving & Awa	53.19	8x10 Plaque w/base - J. Newton	01-140-5022	53.19
Total 38627:			53.19			
<b>38628</b>						
03/05/15	38628	Grainger	31.84	Safety Glasses (5)	16-550-5060	31.84
03/05/15	38628	Grainger	31.84	Safety Glasses (5)	15-500-5080	31.84
Total 38628:			63.68			

Check Issue Date	Check Number	Payee	Invoice Amount	Description	Invoice GL Account	Amount
<b>38629</b>						
03/05/15	38629	H.D.S. Safety Services, Inc	247.50	Random Drug Testing for Commercial Drivers	03-220-5084	247.50
03/05/15	38629	H.D.S. Safety Services, Inc	247.50	Random Drug Testing Commercial Drivers	15-500-5084	247.50
03/05/15	38629	H.D.S. Safety Services, Inc	247.50	Random Drug Testing Commercial Drivers	16-550-5084	247.50
03/05/15	38629	H.D.S. Safety Services, Inc	247.50	Random Drug Testing Commercial Drivers	01-230-5084	247.50
Total 38629:			990.00			
<b>38630</b>						
03/05/15	38630	Herbs Hardware, Inc.	126.33	Maintenance & Repair Parts - PW	03-220-5022	126.33
03/05/15	38630	Herbs Hardware, Inc.	11.37	Maintenance & Repair Parts - PW	03-220-5022	11.37
03/05/15	38630	Herbs Hardware, Inc.	17.61	Small Tools & Equipment - Admin	01-130-5060	17.61
03/05/15	38630	Herbs Hardware, Inc.	13.18	Office Supplies - Admin	01-130-5022	13.18
03/05/15	38630	Herbs Hardware, Inc.	328.92	Irrigation Parts/Supplies - Park	01-180-5022	328.92
03/05/15	38630	Herbs Hardware, Inc.	381.43	Maintenance & Repair Parts - Water	16-550-5022	381.43
03/05/15	38630	Herbs Hardware, Inc.	35.90	Maintenance & Repair Parts - Water	16-550-5034	35.90
03/05/15	38630	Herbs Hardware, Inc.	197.78	Maintenance & Repair Parts - Water	16-550-5050	197.78
03/05/15	38630	Herbs Hardware, Inc.	21.12	System Maintenance - Water	16-550-5091	21.12
Total 38630:			1,133.64			
<b>38631</b>						
03/05/15	38631	Jeff Sorensen	65.00	Hep A/B Series	15-500-5035	65.00
Total 38631:			65.00			
<b>38632</b>						
03/05/15	38632	Jesse, Newton	72.00	Per Diem: Hydraulics Training-3/16-3/17/15 PHX	03-220-5043	72.00
Total 38632:			72.00			
<b>38633</b>						
03/05/15	38633	Kansas State Bank	162.80	Konical Bizhub 364 Copier - Principal Lease	01-130-5058	162.80
03/05/15	38633	Kansas State Bank	41.38	Konical Bizhub 364 Copier - Interest Lease	01-130-5057	41.38
Total 38633:			204.18			
<b>38634</b>						
03/05/15	38634	Kent & Ryan PLC	1,515.00	Indigent Defense Attorney	01-150-5074	1,515.00
Total 38634:			1,515.00			
<b>38635</b>						
03/05/15	38635	La Paz County Landfill	203.25	2/10/15-SW-Sludge-WWTP-Municipal	15-500-5050	203.25
Total 38635:			203.25			
<b>38636</b>						
03/05/15	38636	Law Office Of Fred H. Welc	7,796.25	Indigent Defense Attorney: 08/2014-01/2015	01-150-5074	7,796.25
Total 38636:			7,796.25			
<b>38637</b>						
03/05/15	38637	Pioneer Landscaping Mats	746.02	Coco Brown 1-3" Rip Rap-Plymouth Walking Trail	03-220-5029	746.02

Check Issue Date	Check Number	Payee	Invoice Amount	Description	Invoice GL Account	Amount
Total 38637:			746.02			
<b>38638</b>						
03/05/15	38638	Purchase Power	71.42	Postage Refill	01-130-5042	71.42
03/05/15	38638	Purchase Power	71.43	Postage Refill	01-140-5042	71.43
03/05/15	38638	Purchase Power	71.43	Postage Refill	01-150-5042	71.43
03/05/15	38638	Purchase Power	71.43	Postage Refill	01-160-5042	71.43
03/05/15	38638	Purchase Power	71.43	Postage Refill	03-220-5042	71.43
03/05/15	38638	Purchase Power	71.43	Postage Refill	15-500-5042	71.43
03/05/15	38638	Purchase Power	71.43	Postage Refill	16-550-5042	71.43
Total 38638:			500.00			
<b>38639</b>						
03/05/15	38639	Quartzsite WIFI, LLC	61.80	Computer Tech Svcs - Library	01-170-5035	61.80
03/05/15	38639	Quartzsite WIFI, LLC	20.62	Computer Tech Svcs - Admin	01-130-5035	20.62
Total 38639:			82.42			
<b>38640</b>						
03/05/15	38640	Sequel Polygraph, LLC	140.00	Pre-employment Polygraph - M. Ewald	01-140-5082	140.00
03/05/15	38640	Sequel Polygraph, LLC	140.00	Pre-employment Polygraph - K. Weltha	01-140-5082	140.00
03/05/15	38640	Sequel Polygraph, LLC	140.00	Pre-employment Polygraph - E. Renfro	01-140-5082	140.00
Total 38640:			420.00			
<b>38641</b>						
03/05/15	38641	Terry Pearson	65.00	Hep A/B Series	15-500-5035	65.00
Total 38641:			65.00			
<b>38642</b>						
03/05/15	38642	Universal Police Supply Co	121.57	Pro Tac HL 3 Flashlight	01-140-5019	121.57
Total 38642:			121.57			
<b>38643</b>						
03/05/15	38643	Visa	307.96	Hotel: Traffic Control Supervisor Trng-J.Shipley	03-220-5043	307.96
03/05/15	38643	Visa	307.96	Hotel: Traffic Control Supervisor Trng-T.Hess	03-220-5043	307.96
03/05/15	38643	Visa	475.00	ADOT Conf Registration - J. Collier	01-230-5043	475.00
03/05/15	38643	Visa	28.00	Notary Liability Insur - T. Rider (Police)	01-140-5051	28.00
Total 38643:			1,118.92			
<b>38644</b>						
03/05/15	38644	Universal Police Supply Co	863.72	Vest, Halo w/ carrier - Officer J. Saloman	01-140-5019	863.72
03/05/15	38644	Universal Police Supply Co	863.72	Vest, Halo w/ carrier - Chief E. Renfro	01-140-5019	863.72
03/05/15	38644	Universal Police Supply Co	376.54	Credit on Account #0004422	01-140-5019	376.54
Total 38644:			1,350.90			
<b>38645</b>						
03/05/15	38645	Visa	38.44	Business Cards - Admin	01-130-5022	38.44
03/05/15	38645	Visa	8.78	Business Cards - P&Z	01-160-5033	8.78
03/05/15	38645	Visa	8.78	Business Cards - Cemetery	01-181-5022	8.78

Check Issue Date	Check Number	Payee	Invoice Amount	Description	Invoice GL Account	Amount
03/05/15	38645	Visa	52.71	Business Cards - M&C	01-110-5022	52.71
03/05/15	38645	Visa	8.78	Business Cards - Library	01-170-5022	8.78
03/05/15	38645	Visa	8.78	Business Cards - Transit	01-230-5033	8.78
03/05/15	38645	Visa	8.78	Business Cards - Water	16-550-5033	8.78
03/05/15	38645	Visa	8.78	Business Cards - WW	15-500-5033	8.78
Total 38645:			143.83			
Grand Totals:			126,872.53			

## Report Criteria:

Report type: GL detail

Check.Check Number = 38599-38645



## TOWN OF QUARTZSITE

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### **REGULAR COUNCIL MEETING**

Tuesday, March 10, 2015

**Agenda Item #3** Consider approval of the minutes of the Work Session of February 24, 2015; the Special Meeting of February 24, 2015; and the Regular Meeting of February 24, 2015.

**Summary:** The Town Clerk shall keep the minutes of all meetings of the Common Council. Upon approval by the Council, the Clerk shall enter the approved minutes in a book constituting the official record of the Council.

**Responsible Person:** Tina Abriani, Town Clerk

**Attachment:** Minutes of the Work Session of February 24, 2015; the Special Meeting of February 24, 2015; and the Regular Meeting of February 24, 2015.

**Action Requested:** Motion to approve the minutes of the Work Session of February 24, 2015; the Special Meeting of February 24, 2015; and the Regular Meeting of February 24, 2015.

**MINUTES**  
**TOWN OF QUARTZSITE**  
**WORK SESSION OF THE COMMON COUNCIL**  
**TUESDAY, FEBRUARY 24, 2015, 6:00 PM**

**CALL TO ORDER:** 6:00 p.m.

**INVOCATION:** None

**PLEDGE OF ALLEGIANCE:** Council Member Kelley led the pledge.

**ROLL CALL:**

**Present:** Mayor Foster, Vice Mayor Simpson, Council Member Kelley, Council Member Warner, Council Member Orgeron, Council Member Davidson, Council Member St. Germain.

**STAFF PRESENT:** Skylor Miller, Town Manager; Susan Goodwin, Town Attorney; Jeff Sorensen, Utilities Director; Rondus Bennett, Utilities Accountant; and Tina Abriani, Town Clerk

**WORK SESSION:**

**1. REVIEW OF UTILITIES' BUDGETS**

- Preliminary discussion and review of Utilities' budgets and supporting activities of the Town.
- Development and discussion of future budgetary and infrastructure goals.

Town Manager Miller stated that the information before the Council for the Work Session was requested by Council Member Warner. He advised the session is a preliminary discussion to give staff better direction in how to analyze what was done in the past and to structure the future. He noted the Utilities Director was in attendance to provide a brief overview of the activities and operations in the Water and Wastewater Department.

Jeff Sorensen, Utilities Director, reviewed water meter reading; plant operations; data; sewage disposal; safety standards; ground water; specialized duties; 24/7 emergency response; cleaning and maintaining equipment; malfunctions; leaks and breaks; service audits; training; responding to the public's questions and requests for service; maintaining and monitoring compliance with environmental protection agency regulations; and ensuring safety standards are met.

Council Member St. Germain stated that according to Town policy, all funds received from the sewer bills are to be used to operate and maintain the sewer plant.

Town Manager Miller said there is a separate enterprise fund for both water and wastewater.

Council Member St. Germain asked how many employees are at the wastewater treatment plant and Mr. Sorensen replied there are four employees that work in the wastewater and water department. There was discussion regarding the salaries of the employees and where the funds come from. There was review of the duties of the four employees.

Town Manager Miller explained the enterprise funds have been bleeding the general fund dry for years by its supplementation of utility operations.

Town Manager Miller stated he wants to supply Council with a three year picture, month over month, of the revenue and production of each department in order to compare, on a month to month basis, a thirty-six month timeframe.

The Mayor suggested that staff be directed with specific requests of what the Council wants to see.

The Mayor spoke of the Town's financial mismanagement that took place for the last seven or eight years that now force the citizens to pay back debt to HURF and WIFA.

Council Member St. Germain asked Mr. Sorensen for a tour of the operations of the department.

The Mayor asked Council Member Warner to take the floor and she advised the primary reason she called for the meeting was to start the process of the completing the upcoming budget.

There was discussion of water loss. Town Manager Miller stated the Town can profile the monthly water report for any customer on the system and see what their usage is on a daily basis, which is helpful for investigating issues.

Council Member Davidson asked if the water used on the baseball fields is metered and charged to the Parks Department and Town Manager Miller answered yes.

The Mayor asked for documentation of the industry standard for water loss.

Council Member Warner asked what the Council could do to help in collecting on old water debts.

Rondus Bennett, Utilities Accountant, explained the reason for the uncollectable debt, in part, is that there is not enough information to pursue collection efforts. Utility customers were not required to complete an application for service until approximately the beginning of 2011. She advised the Town is using the services of a new collection agency and requiring applications with sufficient information to be used for collections, if necessary.

Vice Mayor Simpson requested a list of all the little things, such as the loss of billable water, uncollectable debt and all things that are affecting the budget.

Town Manager Miller said he would provide a quarterly report of revenue and production from the Utility Department.

The Mayor stated he would like to see a plan to address the primary maintenance needs, listed by priority, along with the costs of those maintenance projects.

Council Member Kelley requested that an hour long work session be held before each regular council meeting. Each work session would cover a budgetary matter for in depth review.

Town Manager Miller summarized the Council's requests for clarification.

Council Member Davidson asked for a report of what percentage of the Town is hooked up to the Town's water.

Council Member Orgeron requested that the report list the reasons why unconnected areas of Town cannot be hooked to Town utilities. Council Member Orgeron cited possible reasons, such as elevation and gravity flow for sewer, and the need for lift stations.

**Council Member Warner moved to adjourn and Council Member Kelley seconded the motion. The vote was unanimous. Motion Passed.**

**ADJOURNMENT: 6:49 p.m.**

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Work Session of February 24, 2015, of the Town Council of Quartzsite, Arizona, held on February 24, 2015.

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

DATED this 10th day of March 2015

\_\_\_\_\_  
Tina Abriani, Town Clerk

On behalf of the Common Council

Approved:

\_\_\_\_\_  
Ed Foster, Mayor

**MINUTES**  
**TOWN OF QUARTZSITE**  
**SPECIAL MEETING OF THE COMMON COUNCIL**  
**TUESDAY, FEBRUARY 24, 2015, 6:30 PM**

**CALL TO ORDER:** 6:49 p.m.

**INVOCATION:** None

**ROLL CALL:**

**Present:** Mayor Foster, Vice Mayor Simpson, Council Member Kelley, Council Member Warner, Council Member Orgeron, Council Member Davidson, Council Member St. Germain.

**STAFF PRESENT:** Skylor Miller, Town Manager; Susan Goodwin, Town Attorney; and Tina Abriani, Town Clerk

**ADMINISTRATIVE ITEMS:**

- 1. AMERICAN LANDS COUNCIL – Discussion of the American Lands Act regarding transfer of public lands from the federal government and possible action to adopt Resolution No. 15-02 in support of the orderly transfer of federal lands held in trust within the boundaries of the State of Arizona to the State of Arizona for disposal according to the will of the people of Arizona and to urge the Arizona State Legislature to make a similar demand and pass legislation to accept the transfer of said public lands.**

The Mayor spoke of statements to the BLM regarding the trail closure plan. He stated he had met with the State BLM regarding the trail closures and later met with State Senator Kelli Ward who informed him there is legislation moving through the State House of Representatives on this matter.

The Mayor stated this resolution supports the American Lands Act. He said he hopes letters are sent to the Governor and the State Legislature announcing to the American Lands Council that the Town of Quartzsite is in support of this matter.

The Mayor read the proposed resolution aloud. He commented that the closure of the trails would have a hugely negative economic impact on the Town of Quartzsite.

Jennifer Jones spoke regarding a state website that tracks legislative bills and their progress. She talked about House Bill 2318, Transfer of Public Lands Compact and asked that citizens contact their legislators regarding the bill.

The Mayor asked everyone to let their legislators know they really want the bill passed.

**Vice Mayor Simpson moved to adopt Resolution No. 15-02 in support of the orderly transfer of federal lands. Council Member Davidson seconded the motion. The vote was unanimous. Motion Passed.**

**Mayor Foster moved to adjourn and Vice Mayor Simpson seconded the motion. The vote was unanimous. Motion Passed.**

**ADJOURNMENT: 6:58 p.m.**

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Special Meeting of February 24, 2015, of the Town Council of Quartzsite, Arizona, held on February 24, 2015.

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

DATED this 10<sup>th</sup> day of March 2015

\_\_\_\_\_  
Tina M. Abranti, Town Clerk

On behalf of the Common Council

Approved:

\_\_\_\_\_  
Ed Foster, Mayor

**MINUTES**  
**TOWN OF QUARTZSITE**  
**REGULAR MEETING OF THE COMMON COUNCIL**  
**TUESDAY, FEBRUARY 24, 2015, 7:00 PM**

**CALL TO ORDER:** 7:00 p.m.

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:**

**Present:** Mayor Foster, Vice Mayor Simpson, Council Member Kelley, Council Member Warner, Council Member Orgeron, Council Member Davidson, Council Member St. Germain.

**STAFF PRESENT:** Skylor Miller, Town Manager; Susan Goodwin, Town Attorney; and Tina Abriani, Town Clerk

**CALL TO THE PUBLIC AND COMMUNICATIONS FROM CITIZENS:**

Violet Kiss, representing the Quartzsite Rotary, spoke of the upcoming Chili Shoot Out with all net proceeds of the beer garden and the concession stand at the QIA going to the Quartzsite Food Bank.

Council Member Kelley announced the Town has taken a table at the County Fair and asked all businesses to bring flyers to the Town Hall and they will be displayed at the Fair in an effort to sell Quartzsite.

Town Manager Miller asked that anyone interested in volunteering their time at the booth at the Fair sign up at the Town Hall.

Dennis Dole, Quartermaster at the VFW Post 769, announced an Open House celebration to be held on April 4, 2015 in the new facility. On that day the Post will have its first annual All Fools Rally. Quartermaster Dole asked that everyone to attend.

Vice Mayor Simpson announced the Fifth Annual Southwestern Art Show at the Mountain Quail clubhouse to be held on February 27, 2015 and February 28, 2015. He said this event is also a fund raiser for the Quartzsite Food Bank.

Shanana Rain Golden Bear spoke regarding the upcoming Grand Gathering. She listed the events to be held during the three day event, Friday, March 6, 2015, Saturday, March 7, 2015 and Sunday, March 8, 2015. She announced that the QIA is the sponsor this year.

Jennifer Jones spoke about abandoned cats and the need for a Town animal shelter. She submitted several comment forms regarding a need for an animal shelter to the Town Clerk, leaving the matter in the Council's hands.

### **PRESENTATIONS/PROCLAMATIONS:**

- 1. PROCLAMATION – Proclamation commemorating the Quartzsite Improvement Association's fiftieth anniversary.**

The proclamation commemorating the Quartzsite Improvement Association's fiftieth anniversary was read aloud by the Mayor.

- 2. FISCAL YEAR 2013-2014 AUDIT PRESENTATION –Scott Graff, CPA, of Colby & Powell, PLC will give a presentation of the Town's Annual Financial Statements and Independent Auditors' Report for Fiscal Year 2013-2014.**

Scott Graff of Colby and Powell presented the Town's Fiscal Year 2013 - 2014 audit report. He stated his firm was paid to provide an opinion on the Town's financial statements. He explained two key components of the audit, management's responsibilities and the auditors' responsibilities.

Mr. Graff advised that management is responsible for the preparation; the fair presentation of financial statements; the design, implementation and maintenance of internal controls relevant to the preparation and fair presentation of the financial statements; and to make sure they are free of material misstatements due to errors or fraud.

Mr. Graff advised that the auditors are responsible for the expression of an opinion of the financial statements. He explained this is done by planning and performing an audit to make sure they can obtain reasonable assurance that the financial statements are free of financial misstatements. The auditors look for errors and fraud and are responsible for reporting any errors or fraud to the appropriate level of management.

Mr. Graff stated the Town's audit report is a clean report, there being no instances of material errors or fraud to be reported.

Mr. Graff explained that the Town is responsible for its internal controls which are its policies and procedures. During the audit, some areas that could use improvement were identified; these are called findings.

Mr. Graff related three findings that resulted from the audit.

The first finding has been a finding since fiscal year 2011 and relates to the lack of a complete and updated accounting policies and procedures manual.

The second finding is Highway User Revenue Fund (HURF) spending; in Fiscal Year 2013 - 2014 the Town borrowed from HURF and has done so for many years. The balance owed to HURF, as of June 30, 2014, the date of the audit, is \$2,628,628.

Mr. Graff explained HURF is restricted use revenue and that highway and street purposes are allowed Highway User Revenue Fund spending.

The Mayor asked if the balance owed to HURF has increased or decreased year to year. Mr. Graff replied that it has gone up and down and since the year before, it has increased.

Mr. Graff said the last finding is a glitch in the software that maintains the accounting system that reports capacity fees for the Town. He anticipates that by the next audit, that should be corrected by reconciling to the general ledger on a monthly basis and if not, at least on a quarterly basis.

The concern regarding borrowing from HURF was discussed. Sewer rates need to be set so that the borrowed funds are restored.

Mr. Graff informed everyone that if the sewer and water definitely need to be paying for their own debt service and be self-sustaining, then the increases implemented in the new rates are going to be necessary.

Mr. Graff said it is clear the general fund is not sustaining itself.

The goal is that the sewer and water can sustain itself when the general fund is not able to contribute.

Vice Mayor Simpson asked about how many municipalities that Mr. Graff works with have property tax as a component of their income. Mr. Graff answered that more than half of the municipalities do have a property tax as part of their income.

Council Member Warner asked if there is some kind of guideline for the staff to use for allocating the money throughout the budget. Mr. Graff said it is important to be clear when coding invoices, but there is no guideline other than common sense.

#### **CONSENT AGENDA:**

- 3-a. LEDGER OF ACCOUNTS PAID – Consider approval of check series 38543 - 38598, totaling \$42,527.24.**
- 3-b. MINUTES – Consider approval of the minutes of the Regular Meeting of February 10, 2015.**

**Vice Mayor Simpson moved to accept the consent agenda as presented and Council Member Orgeron seconded the motion. The vote was unanimous. Motion Passed.**

**PUBLIC HEARING:**

- 4. LIQUOR LICENSE PUBLIC HEARING - Conduct hearing and consider recommending approval of a Club Liquor License for the Veterans of Foreign Wars Organization's VFW Post 769 located at 305 N. Central Blvd., Quartzsite, AZ 85346.**

Dennis Dole stated the VFW Post 769 has purchased the Palo Verde Café and will move in on April 4, 2015 and is requesting a liquor license, as well as a permanent extension of the premises to include an area to the south of the building.

**Council Member St. Germain moved to approve the liquor license for the new club at VFW Post 769, located at 305 N. Central Blvd., Quartzsite, AZ and Council Member Warner seconded the motion. The vote was unanimous. Motion Passed.**

- 5. EXTENSION OF PREMISES/PATIO PERMIT PUBLIC HEARING - Discussion and possible action to recommend approval of a permanent Extension of Premises/Patio Permit for the VFW Post 769 located at 305 N. Central Blvd., Quartzsite, AZ, to the Arizona Department of Liquor Licenses and Control.**

Dennis Dole explained the premises and the proposed cement area.

Council Member Davidson moved to approve Item 5 as read.

The Mayor closed the public hearing.

**Council Member Davidson moved to approve Item 5 and Council Member St. Germain seconded the motion. The vote was unanimous. Motion Passed.**

- 6. SPECIAL EVENT LIQUOR LICENSE PUBLIC HEARING - Conduct hearing and consider recommending approval of a Special Event Liquor License for the VFW Post 769, located at 305 N. Central Blvd., Quartzsite, AZ, with the special event set to occur on April 4, 2015.**

Dennis Dole stated Budweiser would be attending the special event.

The Mayor closed the public hearing.

**Vice Mayor Simpson moved to approve a Special Event Liquor License for VFW Post 769 and Council Member Kelley seconded the motion. The vote was unanimous. Motion Passed.**

**ADMINISTRATIVE ITEMS:**

- 7. ANNUAL FINANCIAL STATEMENTS - Consider acceptance of the Annual Financial Statements and Independent Auditors' Report for Fiscal Year 2013-2014.**

**Council Member Kelley moved to accept the auditors' report and Council Member Warner seconded the motion. The vote was unanimous. Motion Passed.**

**8. TOWN CODE AMENDMENT – MAYOR’S POWERS – Consideration, discussion and possible adoption of an ordinance amending Chapter 2, Article 2-2 Mayor, of the Town Code restoring certain powers of the Mayor and failure to perform duties.**

Town Manager Miller stated the next series of amendments are based on the Council's comments to staff and to the Town's legal team.

Town Attorney Goodwin advised that Item 8 is about repealing the provisions of Ordinance 11-10 that was adopted and restoring the Mayor's powers.

**Vice Mayor Simpson moved to approve (here the Vice Mayor read the title of the ordinance aloud): AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF QUARTZSITE, ARIZONA, AMENDING THE CODE OF QUARTZSITE, ARIZONA, CHAPTER 2 MAYOR AND COUNCIL, ARTICLE 2-2 MAYOR BY AMENDING SECTION 2-2-4 POWERS AND DUTIES OF THE MAYOR; AMENDING SECTION 2-2-6 FAILURE TO SIGN DOCUMENTS; AMENDING SECTION 2-2-7 LOCAL EMERGENCIES, RELATED TO RESTORING CERTAIN POWERS OF THE MAYOR AND FAILURE TO PERFORM DUTIES; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY.**

**Council Member Davidson seconded the motion. The vote was six ayes and one nay vote from Council Member Orgeron. Motion Passed.**

**9. TOWN COUNCIL PROCEDURE AMENDMENT – Consideration, discussion and possible adoption of an ordinance amending the Quartzsite Town Council Procedure and Legal and Ethical Standards of Conduct Manual related to the Mayor's duties and powers to make and second motions per request of the Town Council and conforming changes relating to the Mayor's powers.**

**Vice Mayor Simpson moved to adopt Ordinance No. 15-02 (here the Vice Mayor read the title of the ordinance aloud): AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF QUARTZSITE, ARIZONA, AMENDING ORDINANCE NO. 09-29 AMENDING THE QUARTZSITE TOWN COUNCIL PROCEDURE AND LEGAL AND ETHICAL STANDARDS OF CONDUCT MANUAL TO REPEAL SECTION 1, PARAGRAPH 9 RELATED TO THE MAYOR'S DUTIES AND RESPONSIBILITIES; FURTHER REPEALING SECTION IV, PARAGRAPH 1 RELATED TO THE SELECTION OF A CHAIR FOR COUNCIL MEETINGS AND POWER TO MAKE AND SECOND MOTIONS AND TO PARTICIPATE IN DEBATE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY.**

**Council Member Davidson seconded the motion. The vote was six ayes and one nay vote from Council Member Orgeron. Motion Passed.**

**10. TOWN CODE AMENDMENT - AGGRESSIVE SOLICITATION – Consideration, discussion and possible adoption of an ordinance amending Chapter 11 Offenses of the Town Code regulating aggressive solicitation in specified locations and manners.**

The Mayor advised that this is a new policy for the Town.

Town Attorney Goodwin stated the ordinance defines aggressive solicitation and prohibits behavior by panhandlers who cause a reasonable person to fear for his safety or his property. She explained the First Amendment gives a person the right to approach and ask someone for money; but, intimidating behavior is not protected by the First Amendment.

Council Member Warner asked what kind of enforcement there is for this ordinance.

There was discussion of First Amendment rights, trespassing, and other municipalities' methods of dealing with panhandling.

**Vice Mayor Simpson moved** (here the Vice Mayor read the title of the ordinance aloud): AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF QUARTZSITE, ARIZONA, AMENDING THE CODE OF QUARTZSITE, ARIZONA, CHAPTER 11 OFFENSES, BY ADDING NEW ARTICLE 11-7 AGGRESSIVE SOLICITATION RELATED TO REGULATING AGGRESSIVE SOLICITATION IN SPECIFIED LOCATIONS AND MANNERS; SETTING FORTH DEFINITIONS; SETTING FORTH PROHIBITED ACTS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY; AND PROVIDING PENALTIES.

**Council Member Warner seconded** the motion. The vote was unanimous. **Motion Passed.**

**11. EXECUTIVE SESSION - An executive session pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney in order to consider its position and instruct the Town Attorney regarding the Town's position regarding amendments to a Power Purchase Agreement for Wastewater Project with SunEdison Origination1, LLC that is the subject of negotiations.**

This item was tabled until the March 10, 2015 Council meeting.

**Vice Mayor Simpson moved** to adjourn Items 11 and 12 and **Council Member Davidson seconded** the motion. The vote was unanimous. **Motion Passed.**

**12. CONTRACT AMENDMENT - SUNEDISON ORIGINATION1, LLC - Consideration, discussion and possible approval of an amendment to the Power Purchase Agreement for Wastewater Project with SunEdison Origination1, LLC.**

This item was tabled until the March 10, 2015 Council meeting.

**COMMUNICATIONS:**

**13. Reports from the MAYOR on current events.**

The Mayor invited everyone that wanted to fill out a trail comment form, to do so at the Town Hall.

The Mayor announced that he will not be attending the next meeting as he will be out of Town.

**14. Reports from the COUNCIL on current events.**

None

**15. Reports from the TOWN MANAGER to the Council.**

Town Manager Miller reported that Chief Renfro has completed a hiring process and is ready to bring on new officers to fill the openings. Town Manager Miller noted the new officers will reduce the overtime that the current officers must incur.

**Council Member Warner moved to adjourn and Vice Mayor Simpson seconded the motion. The vote was unanimous. Motion Passed.**

**ADJOURNMENT:** 8:20 p.m.

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of February 24, 2015, of the Town Council of Quartzsite, Arizona, held on February 24, 2015.

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

DATED this 10<sup>th</sup> day of March 2015

---

Tina M. Abriani, Town Clerk

On behalf of the Common Council

Approved:

---

Ed Foster, Mayor



## TOWN OF QUARTZSITE

---

### REGULAR COUNCIL MEETING

Tuesday, March 10, 2015

**Agenda Item #6** Discussion and possible action to approve Rezone Application 010615-1: Location: 4225 Mockingbird Street, Quartzsite, AZ 85346. APN: 306-20-014. Applicant: Gurvinder Aujla. Request: Rezone from SR (Suburban Residential) to C-2 (Commercial) for the purpose of placing a commercial sign.

**Summary:** The property located 4225 Mockingbird Street, Quartzsite, AZ 85346 is zoned SR, Suburban Ranch.

The 2014 General Plan designation for this property is low density residential development consisting of all types of residential dwelling units with limited agricultural and equestrian usage. Access to a public roadway, public water or sewer, and other utilities or services will be required. Each lot shall have a minimum land area of one-third acre per dwelling unit.

The property owner Gurvinder Aujla requests a Rezone to C-2, Commercial for the purpose of placing a commercial sign. The proposed sign is an ARCO sign with the dimensions of 19 feet and 9 inches wide by 80 feet high

C-2, zoning encompasses the entire range of retail and service commercial activities including motels, auto dealerships, grocery stores, restaurants, offices, and service stations that will serve the region, immediate community and the tourist/traveler trade. Commercial signs are permitted; however, the applicant has advised that he will request a sign 80 feet high, which is not permitted in the district.

On February 17, 2015, the Planning & Zoning Commission held a Public Hearing regarding this rezone.

On February 23, 2015, the Planning & Zoning Commission held a Special Meeting and unanimously voted to recommend approval of the zone change with no stipulations or conditions.

Arizona law requires that zoning ordinances be consistent with and conform to the General Plan. The proposed zoning is not consistent with and does not conform to the General Plan. The Planning & Zoning Commission recommended that there be a study of the entire corridor

to determine whether a general plan amendment should be adopted to change the designation of the corridor.

**Responsible Person:** Skylor Miller, Town Manager

**Attachments:**

- Staff Report and Application Permit #7836  
*attachments continued on page 2*
  
- Planning and Zoning DRAFT Minutes of the February 23, 2015 Special Meeting
- Planning and Zoning DRAFT Minutes of the February 17, 2015 Public Hearing and Regular Meeting
- Letter to applicant and to neighbors within 300 feet of property
- Public hearing notice, parcel map and property information
- Ordinance No. 15-04 rezoning real property, APN 306-20-014, located at 4225 Mockingbird Street, in the Town of Quartzsite, Arizona, from SR (Suburban Ranch) to C-2 (Commercial) and amending the zoning map to conform thereto.

**Action Requested:** Motion to adopt an ordinance to Rezone 010615-for 4225 Mockingbird Street, Quartzsite, AZ, from SR (Suburban Residential) to C-2 (Commercial).

**TOWN OF QUARTZSITE**

**ORDINANCE NO.15-04**

**AN ORDINANCE OF THE TOWN OF QUARTZSITE, ARIZONA, AMENDING THE OFFICIAL ZONING MAP OF QUARTZSITE, ARIZONA, BY CHANGING THE ZONING CLASSIFICATION OF PROPERTY LOCATED AT , APN # 306-20-014, 4225 MOCKINGBIRD ST., GURVINDER AUJLA,, FROM SR (SUBURBAN RANCH) TO C-2 (COMMERCIAL); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES.**

**BE IT ORDAINED** by the Mayor and Common Council of the Town of Quartzsite, Arizona:

**Section 1:** The Official Zoning Map of the Town of Quartzsite, Arizona is hereby amended by changing the zoning classification of property located as set forth below from SR (Suburban Ranch) to C-2 (Commercial):

Section 23 Township: 4N Range: 19W SW4 SE4 SW4 SE 4 SEC 23 T-4N R-19W &NW4 NE4 NW4NE4 SEC 26 T-4N R-19W LYING N OF INTERSTATE 10. A TWO AND A HALF ACRE PARCEL LOCATED WITHIN THE TOWN OF QUARTZSITE, LA PAZ COUNTY ARIZONA, LOCATED AT 4225 Mockingbird St.

**Section 2:** That the zoning map adopted by Ordinance 96-04 as amended and adopted by the Common Council of the Town of Quartzsite, Arizona, is hereby ordered to be changed and amended to show that the property described in this ordinance is located within the district herein provided. Upon this ordinance taking effect the property shall be subject to all the rules, regulations and requirements pertaining to a Commercial C-2 parcel.

**Section 3:** Providing for Repeal of Conflicting Ordinances.

All Ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference are hereby repealed.

**PASSED AND ADOPTED** by the mayor and Common Council of the Town of Quartzsite, Arizona, this 10th day of March, 2015.

AYES: \_\_\_\_\_

NAYES: \_\_\_\_\_

ABSENT: \_\_\_\_\_

EXCUSED: \_\_\_\_\_

ABSTAINED: \_\_\_\_\_

\_\_\_\_\_  
Edward Foster, Mayor

**ATTEST:**

\_\_\_\_\_  
Skylor Miller, Town Manager

\_\_\_\_\_  
Curtis, Goodwin, Sullivan, Udall & Schwab,  
PLC

Town Attorneys

By \_\_\_\_\_

I, Tina Abriani, Town Clerk of Quartzsite, do hereby certify that a true and correct copy of ordinance No. 15-04 adopted by the Common Council of the Town of Quartzsite, Arizona on the 10<sup>th</sup> day of March, 2015, was posted in \_\_\_\_\_ places on the \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Tina M. Abriani, Town Clerk



# TOWN OF QUARTZSITE

465 North Plymouth Avenue • PO Box 2812 • Quartzsite, AZ 85346

(928) 927-4333 • (928) 927-4400

Arizona Relay Service (928)927-3762 (TDD)

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[www.ci.quartzsite.az.us](http://www.ci.quartzsite.az.us)

## Staff Report

**Application Fee:** \$250.00

**Case No.:** RZ-010615-1

**Staff Report for the meeting of:** January 29,2015

**Assessor's Parcel Number:** 306-20-014

**Applicant's Name:** Gurvinder Aujla

**Mailing Address:** 3159 W. Buckeye Rd

**City:** Phoenix    **State:** AZ    **Zip:** 85009

**Physical Location:** 4225 Mockingbird Street, Quartzsite AZ

**Legal Description:** Section 23 Township: 4N Range: 19W SW4 SE4 SW4 SE4 SEC 23 T-4N R-19W & NW4 NE4 NW4 NE4 SEC 26 T-4N R-19W LYING N OF INTERSTATE 10.

**Parcel Size or Dimensions:** 2.5 acres

**Nature of Request:** Applicant is seeking approval for a rezone from SR to C-2 for the purpose of placing a Commercial sign. ARCO sign dimensions are 19'9" Wide by 80' Height.

**Date Posted:** January 30, 2015

**Existing Zoning:** SR

**Current Usage:** Vacant Lot.

### OTHER PLANNING CONSIDERATIONS

**General character of neighborhood at present:** An inspection of the general vicinity near the subject parcel reveals that property to the west, east, south, and north currently are zoned as Suburban Residential. The Applicant's request is not clearly consistent with the general makeup of the area and is inconsistent with the 2014 Quartzsite General Plan. Existing house is within 300 feet of the property line.

**Effect on surrounding properties:** See Exhibit "A"

**Alternatives or possible adverse effects:** See Exhibit "A"

**Affected Land Use Regulation(s):** The following land use regulations are affected:

- ARTICLE VII, "General Provisions", Quartzsite Planning and Zoning Ordinance.
- Article II, Section 2, "Development Procedures, Subdivisions or Zoning Ordinance Amendment" of the Quartzsite Development Procedures Ordinance.
- Article II, Section 2, of the Quartzsite Development Procedures Ordinance.



# TOWN OF QUARTZSITE

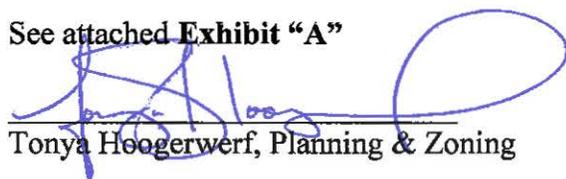
465 North Plymouth Avenue • PO Box 2812 • Quartzsite, AZ 85346  
(928) 927-4333 • (928) 927-4400  
Arizona Relay Service (928)927-3762 (TDD)  
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**Regulatory Requirements:** The following regulations are affected:

- Article III, Section 2 "*Application Requirements* . . ." of the Quartzsite Development Procedures Ordinance.
- Article XII, "*Signs Permitted in Each Zoning District*." of the Quartzsite Planning and Zoning Ordinance.

**Staff summary and/or recommendations:**

See attached Exhibit "A"

  
Tonya Hoogerwerf, Planning & Zoning

2/23/15  
Date

**ACTION TAKEN: Planning and Zoning Commission:** Approved

Stipulations/Conditions \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date action taken by council: \_\_\_\_\_  
Action taken by council: \_\_\_\_\_ Approved \_\_\_\_\_ Denied

**MINUTES  
TOWN OF QUARTZSITE  
465 NORTH PLYMOUTH AVE, QUARTZSITE AZ 85346  
PUBLIC HEARING & REGULAR MEETING of the  
PLANNING AND ZONING COMMISSION  
TUESDAY, FEBRUARY 17, 2015, AT 3:00 P.M.**

**CALL TO ORDER:** 3:00 p.m.

**PLEDGE OF ALLEGIANCE:** Led by Vice Chairman Hearne.

**ROLL CALL:**

Chairman: Vacant  
Commissioner: Jim Murphy, present  
Commissioner: Terry Frausto, present  
Commissioner: David Collier, present

Vice Chairman: Jesse Hearne, present  
Commissioner: Dennis Kuehl, present  
Commissioner: Dennis Dole, present

**STAFF PRESENT:** Skylor Miller, Town Manager and Tonya Hoogerwerf, Building Inspector.

**PUBLIC HEARING :**

**Rezone 010615-1.** Request for a rezone from SR to C-2 for the purpose of placing a Commercial Sign. Permit Number 7836 Location 4225 Mockingbird Street, Quartzsite AZ. APN# 306-20-014. Applicant Gurvinder Aujla.

Town Manager Skylor Miller noted that no action will be taken at this meeting due to action item not being noted on the Agenda. He recommended that the action item be on the next agenda. The public hearing will resume with no additional action on this day. Vice Chairman Hearne opened up the public hearing.

Town Manager Skylor Miller read the Staff Report aloud; property 4225 Mockingbird Street, Quartzsite, Arizona located on the east side of Town, is currently zoned as SR. The applicant is seeking approval to rezone from SR to C-2 for the purpose of placing a commercial sign. The surrounding properties are currently zoned SR and this rezone is inconsistent with the 2014 General Plan. The area in question is sparsely developed. This property does back up to Interstate 10 freeway to the south. According to Article XII of the Zoning Articles, this particular commercial signage is not permitted in a SR zone and this is the purpose of the rezone.

Barbara Cowell, a realtor in Town, discussed changing the area into a commercial zone for future use.

Commissioner Kuehl spoke regarding a conditional rezone instead of a rezone. That way it would not hinder the placement of this sign. Barbara Cowell stated that this property has no road

access for this property to be a residence until BLM releases the land. She believes that the best use for this property would be for signage.

Town Manager Skylor Miller stated that staff did not consider a conditional use application appropriate. This would be considered an off premise sign. The business is not actually on the site it is north of the location. A Conditional Use permit would not be the recommended course of action.

Commissioner Collier made a recommendation to do a minor sub division of the parcel. Town Manager Miller stated that he would not recommend that either. Barbara Cowell stated the area will eventually be C-2 and discussed the development of The Mockingbird corridor to expand the Commercial growth along Main Street and Interstate 10. Town Manager Skylor Miller stated that the current General Plan identifies the future use of this area is as residential. Also, the Quartzite General Plan should be a guide for the future use and commercial uses. Town Manager Skylor Miller advised a review of the General Plan with possible amendments at a later date.

Commissioner Dole said the land use should be readdressed. He stated there would be more opportunity for this area to be rezoned as commercial along the Interstate 10 Freeway. Commissioner Hearne agreed that the Town does need more availability of the commercial properties.

Applicant Mr. Aujila, discussed his plans for the property. When he purchased the property his idea for the land was to place a sign there to let the travelers along the interstate know that there is a gas station ahead on the next exit.

Frank Oulman, property owner adjacent to the property at 3205 Mockingbird Street, read a letter that he drafted to the Commission. The letter stated that he presumed that one day he may want to consider having his property zoned commercial. He believed that this request should be denied for number of reasons:

Starr Bearcat, resident of Quartzsite, stated that looking at the aerial map, the church would be considered commercial property. She also pointed out the flood zone and didn't think that any residential property could be developed in the flood zone. She mentioned that the properties do not have any designated access. She believes the property should be commercial property because of the noise factor that the Interstate 10 Freeway presents. If the whole area is rezoned to commercial property, then there should be a plan to divert the water when the area becomes flooded such as in culverts.

Commissioner Collier asked about the sheriff road and asked if the properties have no road access due to BLM. Barbara Cowell mentioned BLM needs to release the property for easements and access to properties for future development.

All Commissioners agreed to schedule a meeting for Monday, February 23, 2015 at 9:00 a.m. to take action on this rezone.

Vice Chairman Hearne closed the public hearing.

**ADJOURN PUBLIC HEARING:** 3:56 p.m.

**CALL REGULAR MEETING TO ORDER:** 3:57 p.m.

**REGULAR MEETING:**

1. Approve minutes of September 4, 2014 special meeting.

Commissioner Dole made a motion to approve the minutes and Commissioner Murphy seconded the motion. The vote was unanimous. Motion passed.

2. Elect Chairman of the Planning and Zoning Commission.

Commissioner Kuehl nominated Commissioner Frausto as Chairperson, Commissioner Collier seconded. The vote was unanimous. Motion passed.

3. Discussion of the beautification of Quartzsite's Main Street.

Commissioner Frausto asked what position the Town has on the beautification of Main Street. She recommended that a questionnaire or survey be put in the newspaper to ask the public their opinion about improving the visual appeal of the Town.

Commissioner Dole motioned to adjourn the meeting and Commissioner Collier seconded. The vote was unanimous. Motion passed.

**ADJOURNMENT:** 4:12 p.m.

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting held on February 17, 2015, of the Planning & Zoning Commission of Quartzsite, Arizona and a quorum was present.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2015

---

Tonya Hoogerwerf, Building Inspector

APPROVED:

---

Terry Frausto, Commission Chairperson

**MINUTES  
TOWN OF QUARTZSITE  
465 NORTH PLYMOUTH AVE, QUARTZSITE AZ 85346  
SPECIAL MEETING of the  
PLANNING AND ZONING COMMISSION  
MONDAY, FEBRUARY 23, 2015, AT 9:00 A.M.**

**CALL TO ORDER:** 9:13 a.m.

**PLEDGE OF ALLEGIANCE:** Led by Chairperson Frausto

**ROLL CALL:**

Chairperson: Terry Frausto, present  
Commissioner: Jim Murphy, present  
Commissioner: David Collier  
Commissioner: Vacant

Vice Chairman: Jesse Hearne, present  
Commissioner: Dennis Kuehl, present  
Commissioner: Dennis Dole, present

**STAFF PRESENT:** Skylor Miller, Town Manager and Tonya Hoogerwerf, Building Inspector.

**ACTION ITEMS:**

- 1. Rezone 010615-1.** Request for a rezone from SR to C-2 for the purpose of placing a Commercial Sign. Permit Number 7836 Location 4225 Mockingbird Street, Quartzsite AZ. APN# 306-20-014. Applicant Gurvinder Aujla. Discussion and possible recommendation to Council.

Commissioner Dole made a motion to rezone parcel APN 306-20-014, 4225 Mockingbird Street, Quartzsite AZ from SR to C-2. Commissioner Dole recommended approval to Council and Commissioner Collier seconded the motion. Commissioner Collier seconded. Vote was unanimous. Motion passed.

**ADJOURNMENT:** 9:19 a.m.

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting held on February 23, 2015, of the Planning & Zoning Commission of Quartzsite, Arizona and a quorum was present.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2015

\_\_\_\_\_  
Tonya Hoogerwerf, Building Inspector

APPROVED:

\_\_\_\_\_  
Terry Frausto, Commission Chairperson

DRAFT



# TOWN OF QUARTZSITE

Planning and Zoning Department  
 P.O. Box 2812 465 N. Plymouth Ave,  
 Quartzsite AZ 85346  
 928 927 4414 FAX 928-927-3766

**Permit Information**

**Date** 1/6/2015

**Permit Number** 7836

**Applicant** Gurvinder Aujla

**Old Permit #**

**Phone** 480-330-2927

**Permit Type** Rezone

**Project Description**

**Property Owner**

**Property Address** 4225 Mockingbird

**City, State, Zip** Quartzsite, AZ 85346

**Mailing Address** Default

**City,State,Zip** Default

**Construction Value** 0.00

**Square Feet** 0

**Number of units** 0

**Status** In Review for Approval

**Approval Date**

**Permit Expiration**

**Comments**

**Final Date**

**Assigned To** Tonya Hoogerwerf

**Property Information**

Parcel#: 306-20-014  
 Maude Burdette / Varela / Cushman  
 4225 Mockingbird Street E.

**Owner Information**

Maude Burdette / Varela / Cushman  
 P.O. Box 1  
 Quartzsite, AZ 85346

**Fees**

Fee	Description	Notes	Amount
Rezone Application Fee			\$250.00
		Total	\$250.00

**Payments**

Date	Paid By	Amount	Description	Payment Type	Accepted By
1/6/2015	Amar	\$250.00		Check 50812	Tonya Hoogerwerf
	Total	\$250.00			Amount Outstanding: \$0.00

**Uploaded Files**

Date

File

[Upload File](#)

# Town of Quartzsite

## Planning and Zoning Department

P.O. Box 2818 465 N. Plymouth Avenue Quartzsite, AZ 85346  
(520) 927-4414 FAX (520) 927-4400

### Rezoning Petition

Case No. 7836

Application Fee: \$250.00

Date 1.6.15

Receipt # \_\_\_\_\_

AS OWNER OF THE PROPERTY LEGALLY DESCRIBED HEREIN: \_\_\_\_\_

PARCEL #1 - THE SOUTHWEST QUARTER OF THE SOUTHEAST  
QUARTER OF THE SOUTHWEST QUARTER OF SECTION 23, TOWNSHIP  
4 NORTH, RANGE 19 WEST OF THE GILA RIVER BASE AND MERIDIAN,  
LA PAZ COUNTY, ARIZONA

PARCEL #2 - SEE ATTACHED\*

LOCATED AT: 455 E MOCKINGBIRD ST, QUARTZSITE  
AZ 85346.

I do hereby petition the Quartzsite Planning and Zoning Commission located in Quartzsite, Arizona, County of La Paz, to authorize the rezoning of the above described real property from \_\_\_\_\_ to \_\_\_\_\_, for the purpose of \_\_\_\_\_

Signed this 31 day of DECEMBER 2014.

[Signature]  
Property Owner/Legal Agent  
Surinder Arora  
3159 W Buckeye Rd  
Address  
Phoenix, AZ 85009  
602-315-0035  
Telephone

# **PUBLIC HEARING NOTICE**

## **TOWN OF QUARTZSITE PLANNING AND ZONING COMMISSION**

**FEBRUARY 17, 2015 AT 3:00 P.M.  
QUARTZSITE TOWN HALL  
465 N. PLYMOUTH AVENUE**

IN ACCORDANCE WITH SECTION 2-4-3 OF THE TOWN CODE OF QUARTZSITE AND SECTION 38-431.02, ARIZONA REVISED STATUTES, NOTICE IS HEREBY GIVEN THAT THE PLANNING AND ZONING COMMISSION OF THE TOWN OF QUARTZSITE WILL HOLD A PUBLIC HEARING ON **TUESDAY, FEBRUARY 17, 2015 AT 3:00 P.M.** IF SUCH A RECOMMENDATION IS MADE, THE COMMON COUNCIL MAY MAKE THEIR FINAL DECISION ON **TUESDAY, FEBRUARY 24, 2015 AT 7:00 P.M.** BOTH MEETINGS WILL BE HELD AT QUARTZSITE TOWN HALL, 465 NORTH PLYMOUTH, QUARTZSITE, AZ.

The Public Hearing will consist of the following items:

1. RZ-010615-1 Rezone Permit Number 7836. Location 4225 Mockingbird Street, Quartzsite AZ. APN # 306-20-014. Applicant Gurvinder Aujla. Request for a rezone from SR to C-2 for the purpose of placing a sign.

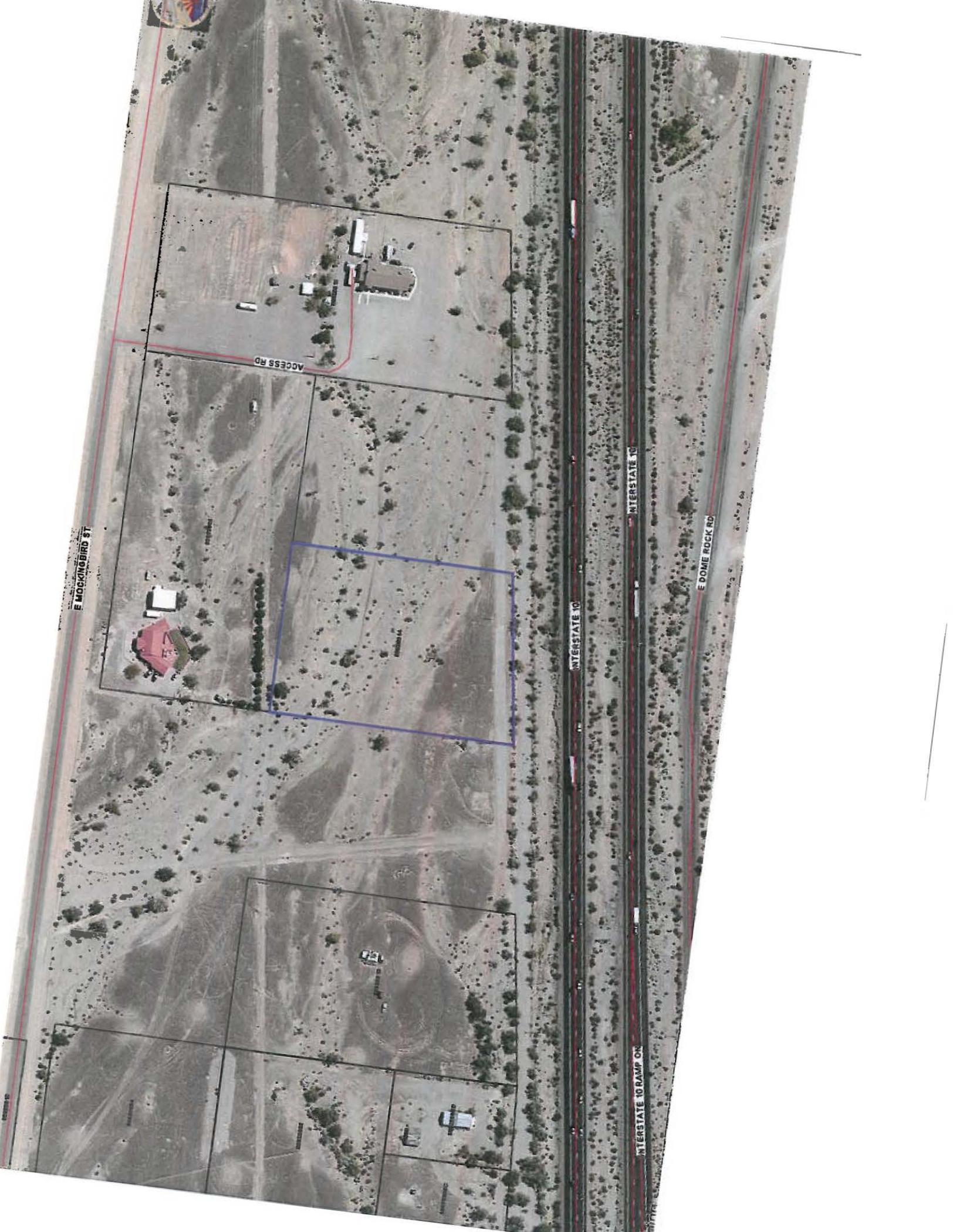
### **HANDICAPPED ACCESSIBLE COMMISSION MAY NOT ACT ON ITEMS NOT ON THE AGENDA**

#### **Certificate of Posting**

The undersigned hereby certifies that a copy of the attached notice was duly posted at the following locations: Quartzsite Town Hall, 465 N. Plymouth Ave., Quartzsite, AZ, U.S. Post Office, 80 W. Main Street, Quartzsite, AZ and The Senior Center, 40 Moon Mountain Ave., Quartzsite, AZ, on the \_\_\_\_\_ day of \_\_\_\_\_ 2015 at \_\_\_\_\_ a.m. / p.m. in accordance with the statement filed by the Town of Quartzsite with the Town Clerk, Town of Quartzsite.

By: \_\_\_\_\_  
Town Clerk's Office





E MOCKINGBIRD ST

ACCESS RD

INTERSTATE 10

INTERSTATE 10

E DOME ROCK RD

INTERSTATE 10 RAMP ON



NOTE: MAP AREA SHOWN ON THIS PANEL IS LOCATED WITHIN TOWNSHIP 4 NORTH, RANGE 19 WEST

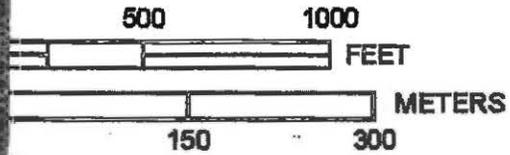
FLOOD INSURANCE RATE MAP  
August 28, 2008

For countywide mapping, refer to the Community Map History report for this jurisdiction.

In this community, contact your insurance agent or call the 602-638-6620.



MAP SCALE 1" = 500'



PANEL 1287C

# FIRM

## FLOOD INSURANCE RATE MAP LA PAZ COUNTY, ARIZONA AND INCORPORATED AREAS

PANEL 1287 OF 2350

(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS:

<u>COMMUNITY</u>	<u>NUMBER</u>	<u>PANEL</u>	<u>SUFFIX</u>
QUARTZSITE, TOWN OF	040134	1287	C

Notice to User: The Map Number shown below should be used when placing map orders; the Community Number shown above should be used on insurance applications for the subject community.



MAP NUMBER  
04012C1287C

EFFECTIVE DATE  
AUGUST 28, 2008

204000



Google earth



Property to the West.



Property to the South.



Property to the East



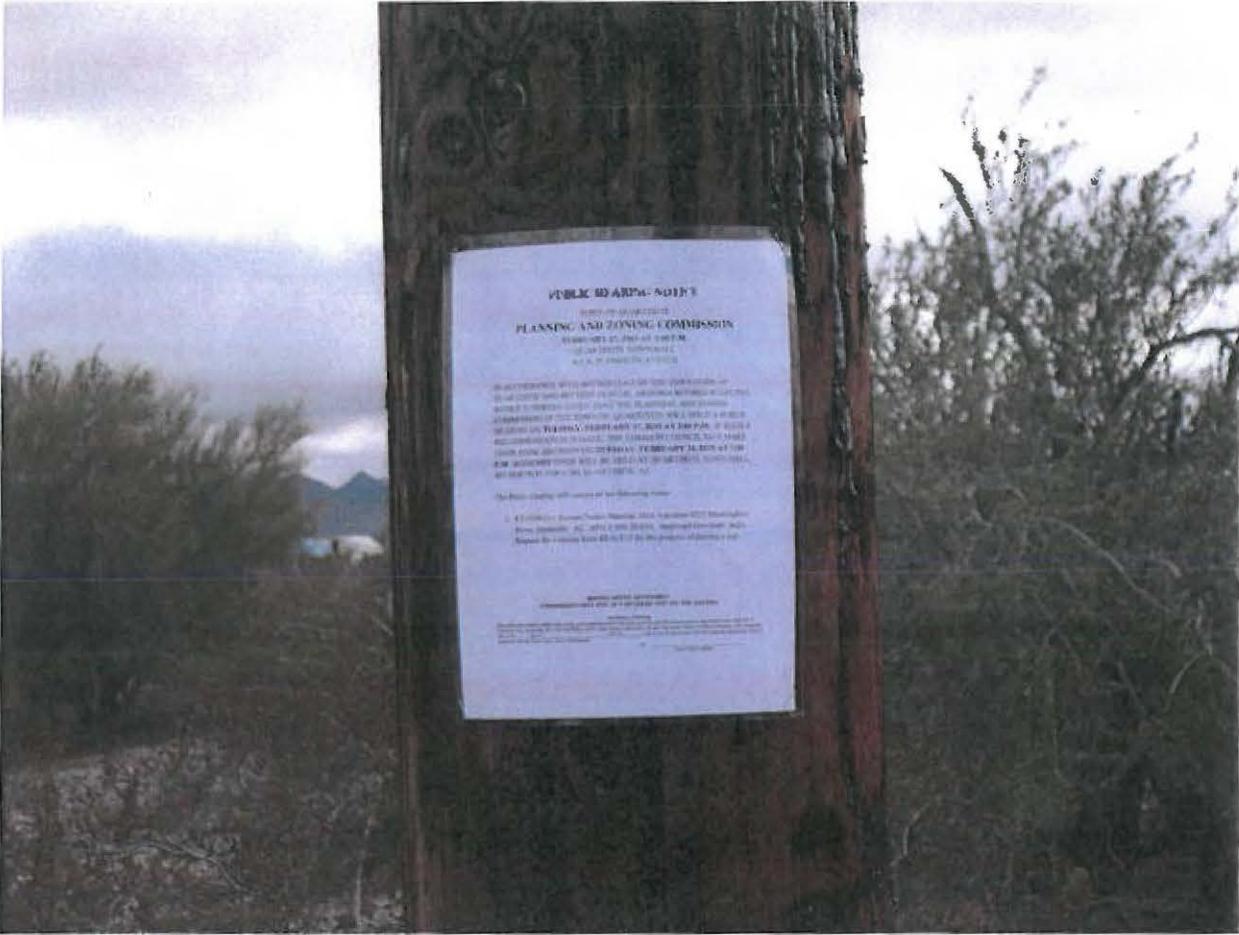
306-20-014



Property to the North



Posting of the Public Hearing on Property.



**PUBLIC HEARING NOTICE**

**PLANNING AND ZONING COMMISSION**

NOTICE IS HEREBY GIVEN that the Planning and Zoning Commission will hold a public hearing on the proposed rezoning of the property located at the intersection of [redacted] and [redacted] in the City of [redacted]. The hearing will be held on [redacted] at [redacted] o'clock [redacted] of the [redacted] day of [redacted], 20[redacted]. The hearing will be held at the [redacted] of the [redacted] of the [redacted].

The Public Hearing will consist of the following items:

- 1. Presentation by the applicant.
- 2. Presentation by the Planning and Zoning Commission.
- 3. Presentation by the public.

**AGENDA**

The agenda for the public hearing is as follows:

- 7:00 PM - Registration
- 7:15 PM - Presentation by the applicant
- 7:30 PM - Presentation by the Planning and Zoning Commission
- 7:45 PM - Presentation by the public
- 8:00 PM - Public Hearing
- 8:15 PM - Adjourn

Walter L. & Lois J. Goin  
P.O. Box 327  
Quartzsite, AZ 85346

Roman Catholic Church Diocese of  
Tucson  
P.O. Box 31  
Tucson, AZ 85702

Atlas Ventures, Inc.  
9775 SW Denney Rd.  
Beaverton, OR 97008

Frank Oulman  
P.o. Box 4082  
Quartzsite, AZ 85359

BLM  
2555 E. Gila Ridge Road  
Yuma, AZ 85365

Walter L. & Lois J. Goin  
P.O. Box 327  
Quartzsite, AZ 85346



# TOWN OF QUARTZSITE

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January 20, 2015

**RE:** Quartzsite Petro Group

**APN:** 306-20-014

**Applicant:** Gurvinder Aujla

**Address:** 4225 Mockingbird Street, Quartzsite, AZ 85346

Dear Property Owner,

Notice is hereby given that the Town of Quartzsite Planning and Zoning Commission will hold a Public Hearing in conjunction with the regular meeting on **Tuesday, February 17, 2015 at 3:00 p.m.** to consider the following:

**Location:** APN: 306-20-014, 4225 Mockingbird Street, Quartzsite, AZ 85346, the Southwest quarter of the Southeast quarter of the Southwest quarter of the Southeast quarter of Section 23, Township 4 North, Range 19 West of the Gila and Salt River Base and Meridian, La Paz County, Arizona & That portion of the Northwest quarter of the Northeast quarter of the Northwest quarter of the Northeast quarter of Section 26, Township 4 North, Range 19 West of the Gila and Salt River Base and Meridian, La Paz County, Arizona, lying North of the boundaries of Interstate 10.

Applicant has requested: Rezone from SR to C-2 for the purpose of placing a sign.

The Commission may make a recommendation to the Common Council on this matter. If such recommendation is made by the Planning and Zoning Commission on **Tuesday, February 17, 2015 at 3:00 p.m.**, the Common Council may make their final decision on **Tuesday February 24, 2015 at 7:00 p.m.** Both the Commission and the Council meetings will be held at Town Hall located at 465 N. Plymouth Ave. Quartzsite, AZ.

In accordance with Town of Quartzsite Development Procedures Article II Section I, you are hereby notified as a property owner within 300 feet of the proposed Rezone, and you may file approval or protest in writing to this office at any time prior to the scheduled Planning and Zoning Commission Hearing.

You are also notified that if twenty percent (20%) of the property owners within the 300 foot area file protests in this matter, a super majority vote of the Town of Quartzsite Common Council will be required to approve the Rezone request.

Should you have any questions regarding this Rezone Permit, please feel free to contact this office at (928) 927-4414 or visit our office at 465 N. Plymouth Ave. Quartzsite, AZ.

Tonya Hoogerwerf/ Community Development Services



# TOWN OF QUARTZSITE

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Arizona Relay Service (928)927-3762 (TDD)

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[www.ci.quartzsite.az.us](http://www.ci.quartzsite.az.us)

January 20, 2015

Gurvinder Aujla  
3159 W. Buckeye Rd.  
Phoenix, AZ 85009

RE: APN: 306-20-014

Dear Gurvinder Aujla,

Your application for a Rezone of APN: 306-20-014, located at 4225 Mockingbird Street, Quartzsite, AZ 85346, from SR to C-2 is currently being processed with our Community Development Services Department.

The Town of Quartzsite Planning and Zoning Commission shall hold a Public Hearing to consider your request on Tuesday, February 17, 2015 at 3:00 p.m.

The Commission may make a recommendation to the Town of Quartzsite Common Council on this matter. If such a recommendation is made by the Planning and Zoning Commission on **Tuesday, February 17, 2015 at 3:00 p.m.**, the Common Council may make their final decision on **Tuesday, February 24, 2015 at 7:00 p.m.** Both the Commission and Council meetings shall be held at Town Hall located at 465 N. Plymouth Avenue, Quartzsite, AZ.

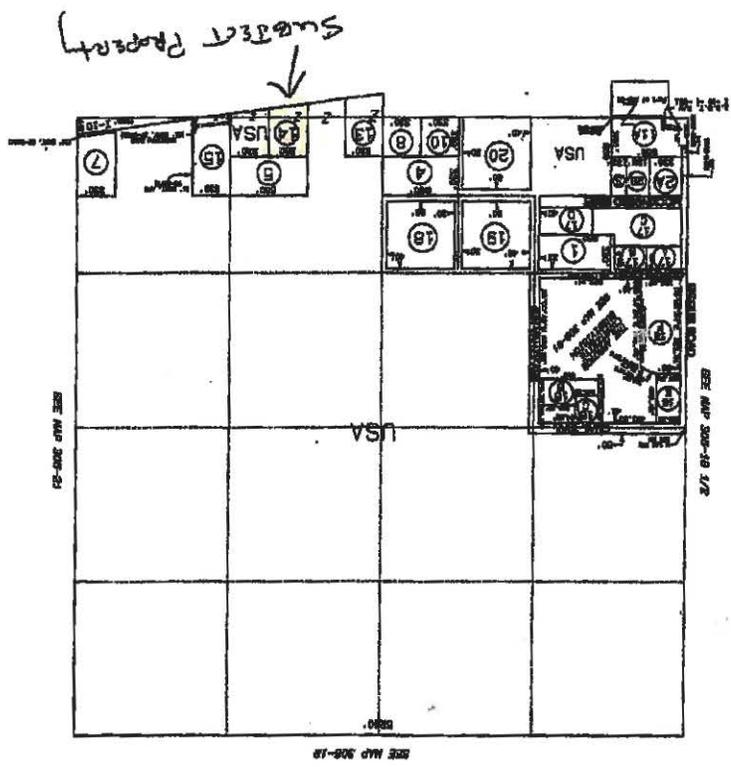
Your presence or your designated representative is required at both of the above mentioned meetings.

Should you have any questions regarding this Rezone, please feel free to contact this office at 928-927-4414 or visit our office at 465 N. Plymouth Ave. Quartzsite, AZ.

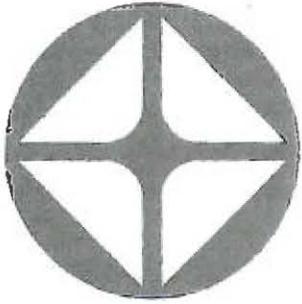
Tonya Hoogwerwerf

Community Development Services  
Town of Quartzsite

BOOK		MAP		Pg.	
306		20			
TMS.		RANGE		SEC.	
4 N		19 W		23	
SECTION DETAIL:					
AREA CODE		REVISION			
0452		7/25/12			
REDUCTIONS NOT TO SCALE					
SCALE 1" = 600'					
FILE NAME: 200-20-02					
LA PAR COUNTY					
ASSESSOR					
SHARON SCHULER					
ASSESSOR PARCEL MAP					
FOR INFORMATION ONLY					
NO LIABILITY ASSUMED					



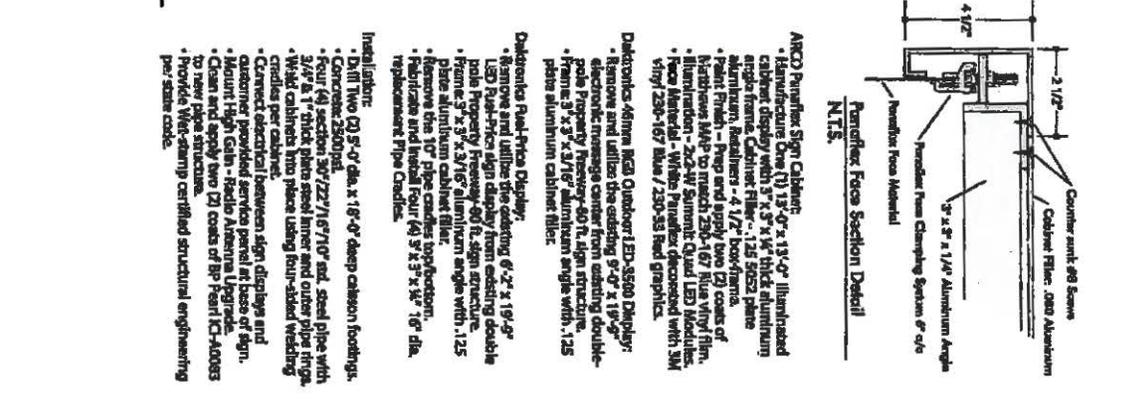
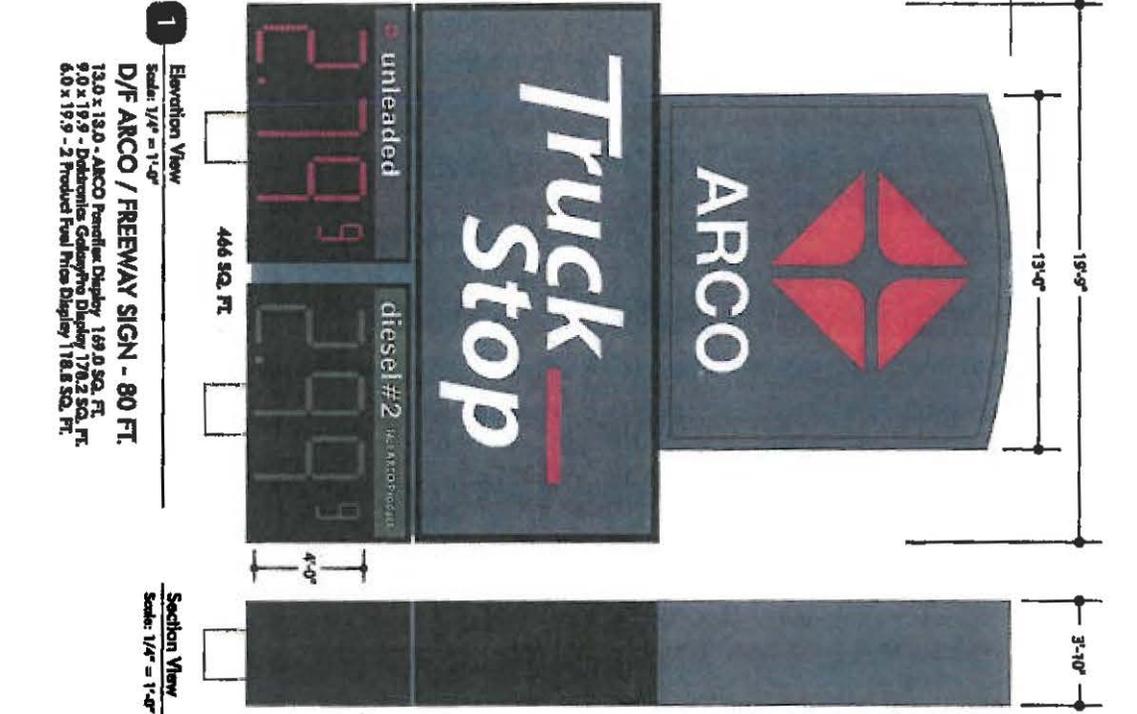
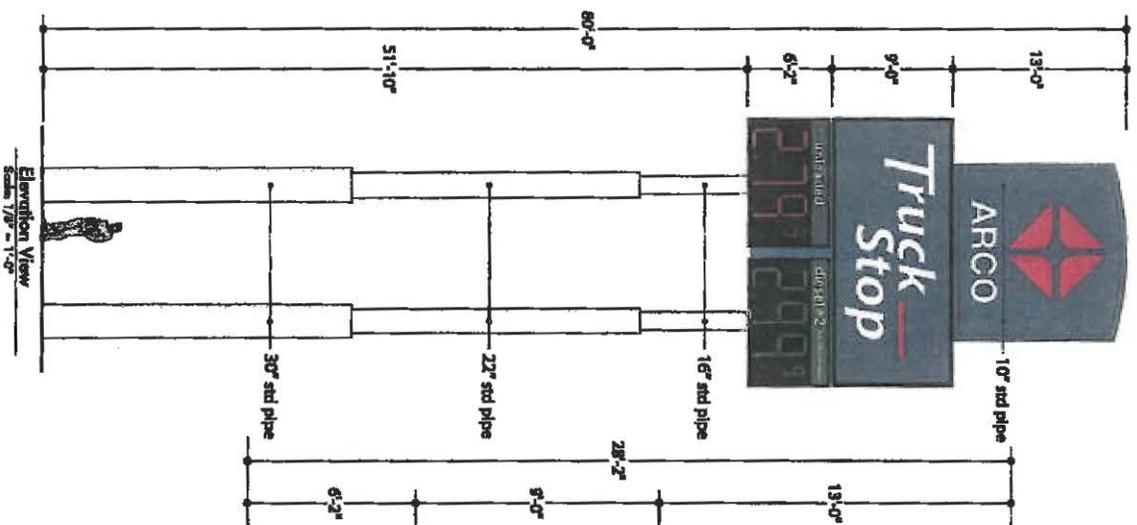
LA PAR COUNTY - 200-20-01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100



**ARCO.**

## Exterior Sign Program

ARCO - Quartzsite  
4225 E. Mockingbird Blvd.  
Quartzsite, AZ 85359



**1 Elevation View**  
 Scale: 1/4" = 1'-0"  
**D/F ARCO / FREEMAN SIGN - 80 FT.**  
 13.0 x 13.0 - ARCO Pentaflex Display 1.69 sq. ft.  
 9.0 x 19.9 - Dodekronix Gateway Display 178.2 sq. ft.  
 6.0 x 19.9 - 2 Product Fuel Price Display 118.8 sq. ft.

**Section View**  
 Scale: 1/4" = 1'-0"

**ARCO Pentaflex Sign Cabinet:**

- Manufacture One (1) 13'-0" x 13'-0" illuminated cabinet display with 3" x 3" x 1/4" thick aluminum angle frame, Cabinet filler - 1.25 5052 plate aluminum, fasteners - 4 1/2" hex-nuts.
- Paint finish - Prep and apply two (2) coats of Sherwin Williams 200-167 Riva Vinyl film.
- Illumination - 2x3-W Summit Quad LED Modules.
- Power Material - White Pentaflex decal with 3M Vinyl 230-167 Blue / 230-53 Red graphics.

**Dodekronix Gateway Display:**

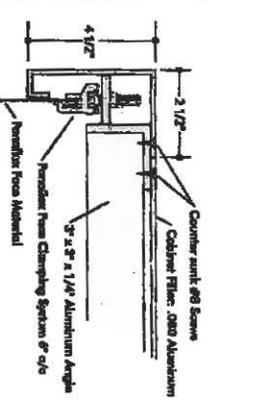
- Remove and utilize the existing 9'-0" x 19'-0" electronic message center from existing double pole structure.
- Frame 3" x 3" x 1/8" aluminum angle with 1.25 plate aluminum cabinet filler.
- Fabricate the 10" pipe end caps top/bottom.
- Fabricate and install four (4) 3" x 3" x 1/4" dia. replacement pipe caps.

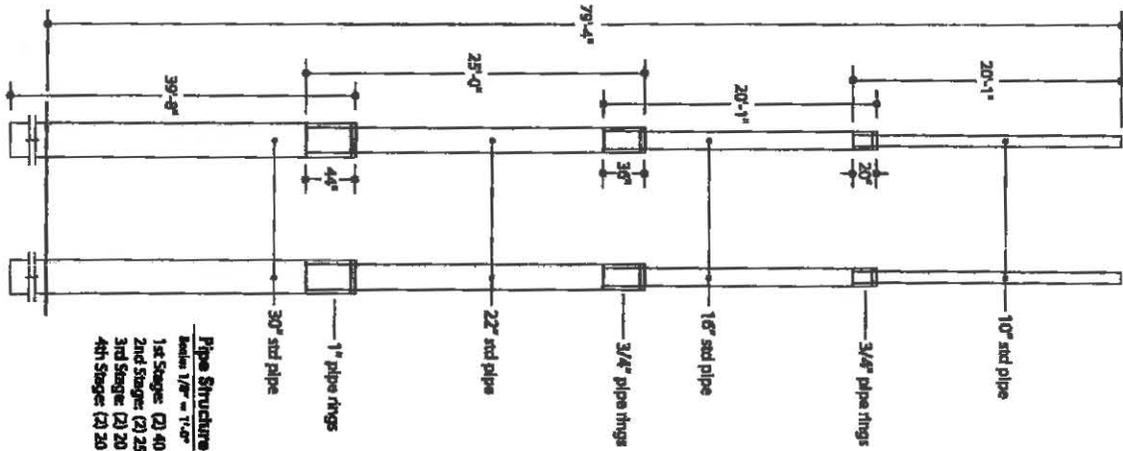
**Dodekronix Fuel Price Display:**

- Remove and utilize the existing 6'-2" x 19'-0" LED display sign from existing double pole structure.
- Frame 3" x 3" x 3/16" aluminum angle with 1.25 plate aluminum cabinet filler.
- Remove the 10" pipe end caps top/bottom.
- Fabricate and install four (4) 3" x 3" x 1/4" dia. replacement pipe caps.

**Install/Notes:**

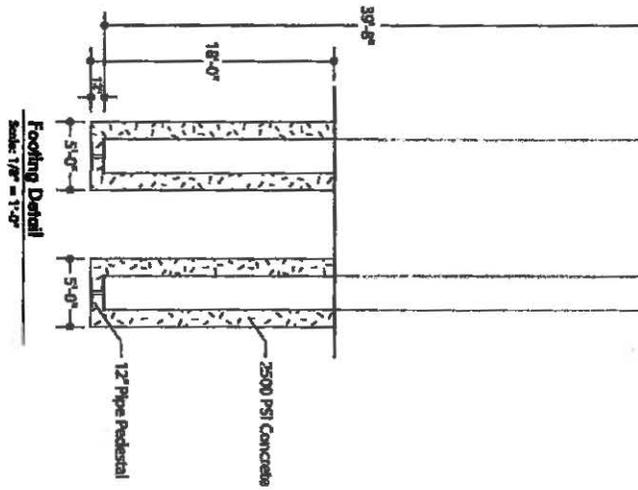
- Drill Two (2) 5'-0" dia. x 18'-0" deep caisson footings.
- Concrete 3500psi.
- Four (4) section 30"/22"/16"/10" std. steel pipe with 3/4" & 1" thick plate steel inner and outer pipe rings.
- Wind cables to place using four-sided welding cracks per cabinet.
- Connect electrical between sign displays and customer provided service panel at base of sign.
- Mount High Gain - Radio Amateur Upgrade Clean and spray two (2) coats of PP Pearl CA-10003 to new pipe structure.
- Provide Wet-seal certified structural engineering per state code.





**Pipes Structure Detail**  
 Scale: 1/8" = 1'-0"

1st Stage: (2) 40 ft. x 30" std. pipes  
 2nd Stage: (2) 25 ft. x 22" std. pipes  
 3rd Stage: (2) 20 ft. x 18" std. pipes  
 4th Stage: (2) 20 ft. x 10" std. pipes



## ARTICLE XII

### SIGNS PERMITTED IN EACH ZONING DISTRICT, ADDITIONAL REQUIREMENTS, GENERAL PROVISIONS, EXEMPT SIGNS, PROHIBITED SIGNS AND NONCONFORMING SIGNS

#### SECTION 1 SIGNS PERMITTED IN EACH ZONING DISTRICT.

**Paragraph 1** The table below shows which type of sign (listed in the left hand column) is allowed in which zoning district(s) (columns labeled RA5 through HI). If there is an X in the column it means that the sign is allowed as a matter of right. If there is a C in the column it means the sign may be considered as an allowed use subject to the provisions of the conditional use article (ARTICLE X) of this ordinance. If there is a number in the column there are additional provisions and/or clarifications that apply to use of that type of sign in that zoning district. These provisions and/or clarifications will be found in the appropriately numbered paragraphs listed under Section 2 of this Article:

SIGN TYPE	ZONING DISTRICT									
	RA5	SR	SR 43	R1	R2 MR	R3	C1	C2	LI	HI
ANIMATER							C9	C9	C9	C9
DIRECTIONAL	X3	X3	X3	X3	X3	X3	X3	X3	X3	X3
DIRECTORY	X4	X4	X4	X4	X4	X4	X4	X4	X4	X4
FREE STANDING	X6	X6	X6	X6	X6	X6	X7	X7	X7	X7
GROUND	X2	X2	X2	X2	X2	X2	X2	X2	X2	X2
ILLUMINATED	X10	X10	X10	X10	X10	X10	X10	X10	X10	X10
NAME PLATE	X1	X1	X1	X1	X1	X1	X1	X1	X1	X1
OFF PREMISE PROMOTIONAL DISPLAY							X12	X12	X11	X11
TEMPORARY	X5	X5	X5	X5	X5	X5	X 5,6	X 5,6	X 5,6	X 5,6
WALL	X2	X2	X2	X2	X2	X2	X8	X8	X8	X8

#### SECTION 2 ADDITIONAL REQUIREMENTS AND CLARIFICATIONS.

**Paragraph 1** Maximum size two (2) square feet and fixed flat to the main wall of a residence building, not exceeding one (1) per street frontage. Information is limited to the name of the occupant and address.

**Paragraph 2** Allowed for nonresidential uses; or at the entrance from a public street to a multiple family residence development, or a mobile home park, or a subdivision. Maximum number is one (1) per street frontage. Information is limited to the name of the facility, building or organization and address number. The maximum size is twenty-four (24) square feet. The maximum height is six (6) feet.

**Paragraph 3** When required to assist the flow of traffic in multiple residence development or other permitted uses containing multiple tenants or building groups. Not to exceed six (6) square feet in area and three (3) feet in height.

**Paragraph 4** When required in multiple residence development or other permitted uses containing multiple tenants or building groups. Not to exceed twenty-four (24) square feet in area and six (6) feet in height.

**Paragraph 5** The following temporary signs are permitted in all zoning districts:

**A. For sale, lease or rent:**

1. For each single and two-family residential use one (1) free standing for sale, lease or rent sign is allowed on each street frontage and on the lot for which it advertises. The maximum size shall be six (6) square feet in area and five (5) feet in height.

2. For all other uses one (1) free standing for sale, lease or rent sign is allowed on each street frontage and on the lot for which it advertises. The maximum size shall be thirty-two (32) square feet in area and eight (8) feet in height. In addition, one (1) for sale, lease or rent wall sign is allowed per each street frontage. The maximum size shall be twenty-four (24) square feet in area.

**B. On site subdivision or development:**

1. One (1) ground sign is permitted at each entrance to the subdivision or development from a public street. The maximum size shall be twenty-four (24) square feet. Each sign shall be located on the site for which it advertises and not closer than fifty (50) feet to any existing residential dwelling unit outside of the subdivision or development. All signs must be removed when the subdivision or development is sold out or at the end of five (5) years which ever comes first.

**C. Off site weekend directional sign:**

1. Off site directional signs to a subdivision or development or open house or garage sale or other special event are limited to six (6) square feet in area and a maximum of three in number. The signs shall be free standing and can only be placed on private property with the permission of

the property owner and can only be displayed seventy-two (72) consecutive hours.

**D. Political signs:**

1. One freestanding sign per each street frontage per each candidate or measure is allowed on private property with the property owners approval. The maximum sign shall be twenty-four (24) square feet in size and a maximum of six (6) feet in height. The signs may be displayed no sooner than ninety (90) days prior to the specific election to which they refer and must be removed within ten (10) days after the specific election to which they refer.

**Paragraph 6** Limited to allowed temporary signs only.

**Paragraph 7** The following free standing signs are permitted in the C1, C2, LI and HI zoning districts:

A. One sign is allowed per each public street frontage per lot.

B. Each sign can be a maximum of seventy-five (75) square feet in area, except for signs for commercial uses within one thousand (1,000) feet of Interstate Highway 10 and one hundred-fifty (150) feet of Interstate Business 10, may be maximum size of three hundred (300) square feet.

C. The maximum height shall not exceed twenty-five (25) feet, except for signs for commercial uses within one thousand (1,000) feet of Interstate Highway 10 and one hundred-fifty (150) feet of Interstate Business 10, may be a maximum height of eighty (80) feet.

D. Limited to a minimum height of ten (10) feet above ground surface immediately below the sign.

E. Each sign shall be no closer than thirty (30) feet to any residential zoning district.

**Paragraph 8** The following wall signs are permitted in the C2, LI and HI zoning districts:

A. A maximum of one sign is allowed per each public street frontage per principal building.

B. If the business has a rear parking lot, a sign is also allowed to the rear of the building.

C. Each sign can be a maximum of two (2) square feet for each linear foot of building frontage but in no event shall the sign exceed seventy-five (75) square feet in area.

D. The maximum height shall be no higher than the face of the building.

E. Limited to a minimum height of eight (8) feet above the ground surface immediately below the sign.

F. Each sign may project no more than eight (8) inches from the surface of the wall to which it is attached.

**Paragraph 9** Limited to non-residential uses and time and temperature signs only. Each sign shall be located on the site for which it advertises and not closer than fifty (50) feet to any existing residential dwelling unit.

**Paragraph 10** Lighting shall be installed so as to avoid any glare or reflection into any residential building or into any street, alley or driveway if such glare or reflection might create a traffic hazard.

**Paragraph 11** Off premise signs are allowed subject to the following:

A. They can be located only on lots that front on Interstate 10, Business 10 or State Route 95.

B. The maximum size shall be six hundred seventy two (672) square feet on lots that front on Interstate 10, and three hundred (300) square feet along Business 10 or State Route 95. (Ord. #02-02)

C. The minimum distance between off premise signs shall be five hundred (500) feet.

D. The minimum set back from Interstate 10 shall be one hundred-fifty (150) feet.

E. The minimum set back from Business 10 or State Route 95 shall be twenty-five (25) feet.

F. The maximum height shall be thirty-five (35) feet along Interstate 10 and twenty-five (25) feet along Business 10, or State Route 95.

**Paragraph 12** Limited to pennants, banners, balloons, streamers, flags and other attention attracting devices provided all promotional displays must be removed within six (6) days of closure of the business for which they advertise.

### **SECTION 3 GENERAL PROVISIONS.**

**Paragraph 1** A sign building permit shall be obtained from the Town prior to the construction of a new sign, or alteration of the size, shape or location of an existing sign, and/or display of any sign.

**Paragraph 2** All signs shall be constructed and attached, mounted, supported or erected in conformance with the adopted building codes of the Town including the electrical code.

**Paragraph 3** All signs and sign structures shall be maintained to a safe condition. If the Town determines that a sign is not maintained in a safe condition, the Zoning Administrator shall notify the sign owner to repair the sign within forty-eight (48) hours. If the sign is not repaired or removed, the Town Council may cause the sign to be repaired or removed with the cost of same to be assessed to the sign owner.

**Paragraph 4** Sign area shall be measured as follows:

A. Each sign may be two-sided and the square footage shall be the measurement of one of the sides.

B. For three (3) or more faces the sign area shall be fifty (50) percent of the sum of the areas of all faces. Spherical, free-form, sculptural or other non-standard shapes shall be determined by the Zoning Administrator.

C. Individual letters or words or graphics mounted on a wall shall be measured by summing the rectangles that surround the individual letters, words or graphics.

D. The square footage of a panel or background made to appear as a panel.

**Paragraph 5** Except when specifically allowed otherwise, each sign shall be located on the lot for which it advertises, informs or otherwise attracts attention.

**Paragraph 6** When located above or within two (2) feet of a sidewalk the minimum height shall be eight (8) feet above the grade immediately below the sign.

**Paragraph 7** When located above a driveway the minimum height shall be fourteen (14) feet above the grade immediately below the sign.

**Paragraph 8** Signs shall not project beyond the property lines.

### **SECTION 4 EXEMPT SIGNS.**

**Paragraph 1** The following signs are exempt from permit:

- A. Official signs of a public or governmental agency.
- B. Signs on a vehicle operated in the normal course of business.
- C. On premise real estate signs not exceeding six (6) square feet.
- D. On premise agriculture signs not exceeding six (6) square feet.
- E. Signs not visible beyond the lot or parcel on which they are located.
- F. Private and commercial name plates and street address identification signs or no trespassing signs when such signs do not exceed two (2) square feet.
- G. On premise bulletin boards for charitable or religious organizations provided the signs do not exceed thirty-two (32) square feet.
- H. Political signs erected on private property no earlier than sixty (60) days prior to the day of voting and removed within ten (10) days after the day of voting.

**SECTION 5            PROHIBITED SIGNS**

- Paragraph 1**            All signs not specifically allowed herein.
- Paragraph 2**            Signs located within, on or projecting over any public right-of-way.
- Paragraph 3**            Roof sign.
- Paragraph 4**            Portable sign.
- Paragraph 5**            Projecting sign.
- Paragraph 6**            Pennants, banners, balloons, flags and similar displays except as provided for approved temporary signs.
- Paragraph 7**            Temporary signs except as allowed.
- Paragraph 8**            Signs mounted, attached or painted on trailers, boats or motor vehicles when parked, stored or displayed in a manner intended to attract the attention of the public for advertising purposes.
- Paragraph 9**            Dangerous sign.
- Paragraph 10**           Abandoned sign.

**Paragraph 11** Any sign that interferes with or confuses traffic or presents a traffic hazard.

**Paragraph 12** Signs with animation or intermittent illumination except for a time and temperature sign when a conditional use permit has been secured.

**Paragraph 13** Signs with audible devices except for freestanding drive-through menu boards.

**Paragraph 14** Signs that obstruct any door or fire escape of any building.

**SECTION 6 NONCONFORMING SIGNS.**

**Paragraph 1** Non conforming signs shall be subject to the following provisions:

A. Nonconforming signs shall be maintained in good condition including the repair or replacement of worn or damaged parts in order to return it to original state.

B. Nonconforming signs shall not be altered, reconstructed, replaced or relocated other than to comply with this section, except;

1. Reasonable repair and maintenance limited to a maximum total of fifty (50) percent of the sign's replacement costs.

C. Nonconforming signs shall be removed or brought into conformance with this ordinance when:

1. The sign structure has been taken down, removed, damaged or deteriorated by more than seventy-five (75) percent by any means.

2. The use of the sign or the property on which it is located has ceased, become vacant or been unoccupied for a period of one (1) year or more. The sign shall be removed within thirty (30) days of notice to do so by the Zoning Administrator.



## TOWN OF QUARTZSITE

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### REGULAR COUNCIL MEETING

Tuesday, March 10, 2015

**Agenda Item #7** Consider approval of an amendatory and supplemental contract with the U.S. Department of the Interior Bureau of Reclamation for delivery of Colorado River water through January 28, 2029.

**Summary:** The Town has an allocation of Colorado River water, contingent upon development and implementation of a plan to make use of the water. The allocation had been set to expire if the water was not in use by 2012, but the Town was given a time extension to develop the supply. As a condition of that time extension, the Town must develop and submit to the U.S. Bureau of Reclamation a plan to acquire, transport, treat, and deliver the water to its customers. This draft plan was submitted to the Bureau in December 2014. Annual progress reports are required thereafter.

**Responsible Person:** Skylor Miller, Town Manager

**Attachment:** Proposed Amendatory and Supplemental Contract with the Town of Quartzsite and United States Department of the Interior Bureau of Reclamation for Delivery of Colorado River Water.

**Action Requested:** Motion to approve the amendatory and supplemental contract with the U.S. Department of the Interior Bureau of Reclamation for delivery of Colorado River water through January 28, 2029.

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF RECLAMATION

BOULDER CANYON PROJECT

AMENDATORY AND SUPPLEMENTAL CONTRACT WITH THE TOWN OF  
QUARTZSITE FOR DELIVERY OF COLORADO RIVER WATER

1. PREAMBLE: THIS AMENDATORY AND SUPPLEMENTAL CONTRACT, hereinafter called "Amendment No. 1" made this \_\_\_\_ day of \_\_\_\_\_, 2015, pursuant to the Act of Congress approved June 17, 1902 (32 Stat. 388), and Acts amendatory thereof or supplementary thereto, including but not limited to the Boulder Canyon Project Act enacted December 21, 1928 (45 Stat. 1057), all of which are commonly known and referred to as Federal Reclamation Law, between the UNITED STATES OF AMERICA, hereinafter called the "United States," and the TOWN OF QUARTZSITE, Arizona, an Arizona municipality formed pursuant to the laws of the State of Arizona, with its principal place of business at Quartzsite, Arizona, hereinafter called "Quartzsite"; the United States and Quartzsite are each individually sometimes hereinafter called "Party" and sometimes collectively called "Parties";

WITNESSETH THAT:

2. EXPLANATORY RECITALS:

2.1 WHEREAS, by letter dated February 28, 1990, the Arizona Department of Water Resources (ADWR), on behalf of the State of Arizona, recommended that the Secretary of the Interior enter into a contract with Quartzsite for the future delivery of up to 1,070 acre-feet per year of Colorado River water for use within the Quartzsite Contract Service Area;

1           2.2    WHEREAS, at present, Quartzsite is receiving its water from wells which are  
2 not within the Colorado River Accounting Surface boundary, and the water is considered  
3 not to be Mainstream Water;

4           2.3    WHEREAS, the Parties entered into Contract No. 7-07-30-W0353 (Contract)  
5 dated January 28, 1999, for a Colorado River water entitlement of up to 1,070 acre-feet per year  
6 for use in the Quartzsite Contract Service Area;

7           2.4    WHEREAS, Section 5.1 of the Contract provided for Quartzsite to complete its  
8 water delivery system and order, divert, transport, and beneficially use Mainstream Water within  
9 the Quartzsite Contract Service Area within 15 years of the date of the Contract, which was  
10 January 28, 2014;

11          2.5    WHEREAS, the water delivery system was not envisioned to be completed by  
12 January 28, 2014, therefore, beginning in 2012, Quartzsite and the Bureau of Reclamation began  
13 discussing the ability of Quartzsite to construct the water delivery system, as set forth in Section  
14 5.1 of the Contract;

15          2.6    WHEREAS, by letter dated January 21, 2013, Quartzsite (1) informed  
16 Reclamation that it is interested in retaining its Colorado River water entitlement, (2) provided a  
17 copy of its July 2012 Water Master Plan, and (3) requested to extend the term of Section 5.1 of  
18 the Contract;

19          2.7    WHEREAS, Reclamation consulted with ADWR regarding the July 2012 Water  
20 Master Plan submitted by Quartzsite and Quartzsite's requested extension of the term of Section  
21 5.1 of the Contract;

22          2.8    WHEREAS, ADWR subsequently requested Quartzsite provide a report  
23 summarizing the Quartzsite groundwater supply and the status of Quartzsite's evaluation of  
24 options for use of its Colorado River water entitlement, which report Quartzsite provided;

25          2.9    WHEREAS, by letter to Quartzsite dated December 30, 2013, ADWR expressed  
26 its intent to recommend that Reclamation extend the term of Section 5.1 of the Contract with the

1 condition that Quartzsite prepare an implementation plan and annual status reports;

2 2.10 WHEREAS, by letter to Reclamation dated April 17, 2014, ADWR recommended  
3 that Reclamation extend the term specified in Section 5.1 of the Contract for another 15 years to  
4 January 28, 2029, and include a contract article for Quartzsite to submit to Reclamation and  
5 ADWR an implementation plan and annual status reports;

6 2.11 WHEREAS, since the execution of the Contract in 1999, Reclamation has  
7 developed additional standard contract articles, which must be incorporated into this Amendment  
8 No. 1 for the purpose of updating the Contract; and

9 2.12 WHEREAS, the Parties desire to amend and supplement the Contract to conform  
10 it to, among other things, ADWR's recommendation letter dated April 17, 2014;

11 NOW, THEREFORE, in consideration of the mutual covenants herein contained, the  
12 Parties agree as follows:

13 3. PURPOSES OF AMENDMENT NO. 1: The purposes of Amendment No. 1 are (1) to  
14 extend the term specified in Section 5.1 to January 28, 2029, as recommended by ADWR, (2)  
15 include a contract article for Quartzsite to submit to Reclamation and ADWR an implementation  
16 plan and annual status reports, as recommended by ADWR, (3) add a courtesy copy requirement  
17 in the Notices section, and (4) include additional Reclamation standard contract articles to update  
18 the Contract.

19 4. AMENDMENT OF THE CONTRACT:

20 4.1 Section 5.1 of the Contract is hereby superseded and replaced with the following:

21 "5.1 Notwithstanding Section 4 herein, the United States reserves the right to  
22 terminate this Contract by written notice of termination to Quartzsite if Quartzsite  
23 does not, complete its water delivery system and order, divert, transport, and  
24 beneficially use Mainstream Water within the Quartzsite Contract Service Area, as  
25 shown in Exhibit A by January 28, 2029, which is 30 years from the date set forth in  
26 Section 1 of the Contract (January 28, 1999), unless otherwise determined by the

1 Contracting Officer in writing, after consultation with ADWR.”

2 4.2 Section 5.2 of the Contract is hereby superseded and replaced with the following:

3 “5.2 Quartzsite shall prepare and submit a 15-year implementation plan to the  
4 Contracting Officer and ADWR no later than December 31, 2014, unless otherwise  
5 determined by the Contracting Officer in writing, after consultation with ADWR.  
6 The implementation plan shall describe the steps that will be taken to develop and put  
7 to use Quartzsite’s Colorado River water entitlement of up to 1,070 acre-feet per year,  
8 and shall include three 5-year milestones that will identify key deliverables for years  
9 2019, 2024, and 2029. Beginning in 2015, Quartzsite shall prepare and submit annual  
10 status reports on the implementation plan to the Contracting Officer and ADWR on or  
11 before December 31 of each year or on such date as the Contracting Officer may  
12 otherwise request in writing, after consultation with ADWR. Such annual status  
13 reports shall be submitted until the water delivery system is completed, unless  
14 otherwise determined by the Contracting Officer, after consultation with ADWR.”

15 4.3 Section 31.1 of the Contract is hereby superseded and replaced with the  
16 following:

17 “31.1 Regional Director  
18 Lower Colorado Region  
19 Bureau of Reclamation  
20 Attention: BCOO-1000  
21 P.O. Box 61470  
22 Boulder City, Nevada 89006-1470

23 cc: Area Manager  
24 Yuma Area Office  
25 Bureau of Reclamation  
26 7301 Calle Agua Salada  
Yuma, Arizona 85364”

5. EFFECTIVE DATE: The effective date of this Amendment No. 1 is January 28, 2014.

6. MEDIUM FOR TRANSMITTING PAYMENTS: All payments from Quartzsite to the  
United States under this Contract shall be by the medium requested by the United States on or

1 before the date payment is due. The required method of payment may include checks, wire  
2 transfers, or other types of payment specified by the United States.

3 7. CHANGES IN CONTRACTOR'S ORGANIZATION: While this Contract is in effect,  
4 no change may be made in Quartzsite's organization, by any changes which may affect the  
5 respective rights, obligations, privileges, and duties of either the United States or Quartzsite  
6 under this Contract including, but not limited to, dissolution, consolidation, or merger, except  
7 upon the Contracting Officer's written consent.

8 8. CONTRACT DRAFTING CONSIDERATIONS: This Amendment No. 1 has been  
9 drafted, negotiated, and reviewed by the Parties hereto, each of whom is sophisticated in the  
10 matters to which this Amendment No. 1 pertains, and no one Party shall be considered to have  
11 drafted this Amendment No. 1.

12 9. OTHER PROVISIONS UNAFFECTED: Except as expressly modified by this  
13 Amendment No. 1, all other terms and provisions of the Contract remain in full force and effect.

14 IN WITNESS WHEREOF, the Parties have executed this Amendment No. 1 to the  
15 Contract, the day and year first written above.

16  
17 Approved as to Legal Sufficiency

**THE UNITED STATES OF AMERICA**

18  
19 By: \_\_\_\_\_  
20 Field Solicitor

By: \_\_\_\_\_  
Regional Director  
Lower Colorado Region  
Bureau of Reclamation

21  
22  
23 ATTEST:

**TOWN OF QUARTZSITE**

24  
25 By: \_\_\_\_\_

By: \_\_\_\_\_

26 Title: \_\_\_\_\_

Title: \_\_\_\_\_



## TOWN OF QUARTZSITE

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### REGULAR COUNCIL MEETING

Tuesday, June 10, 2014

**Agenda Item #8** Preliminary review, discussion and possible direction regarding existing Boards, Committee, Commission, Corporation and their status.

**Summary:** The Town Council currently has eleven (11) appointed boards, committees, commissions and corporations. Most are advisory and optional; some are statutory. These various bodies include:

1. Board of Adjustment
2. Hi Jolly Cemetery Board
3. Health & Development Services Board
4. Library Board
5. Municipal Property Corporation
6. Municipal Utility Administrative Committee
7. Park & Recreation Committee
8. Personnel Board
9. Planning & Zoning Commission
10. Public Safety Retirement Board
11. Vendor/Swap Meet/RV Parks Municipal Board

**Responsible Person:** Skylor Miller, Town Manager

**Attachment:** Boards, Committee, Commission and Corporation – Status Summary  
Boards, Committee, Commission and Corporation – Board Overview

**Action Requested:** Discussion and direction regarding existing Town appointed Boards, Committee, Commission and Corporation.

# TOWN OF QUARTZSITE - STATUS SUMMARY

## BOARDS, COMMITTEES, COMMISSIONS AND CORPORATIONS

Updated 03-10-2015

Last Active

### MUNICIPAL LIBRARY BOARD

JANUARY 2015

Christina Benson		04/01/17	
Herman Konyen	no volunteer	04/01/17	
Mary Ann Peck	interest statements	04/01/17	Second Thursdays
Dorothy Mallette		04/01/16	
Mary Michaels		04/01/16	
Therri Hearne		04/01/15	
Vacant		04/01/15	

### CEMETERY BOARD

MARCH 2015

Terry Frausto		12/01/15	
Carol "Lynn" Stimson	no volunteer	11/01/17	
Arthur L. Larsen	interest statements	03/01/15	First Mondays
Bruce Swart		11/01/17	
Sandy Scott		12/01/15	
Audrey R. Berger		12/01/15	
Vacant		11/01/16	

### HEALTH & DEVELOPMENT SERVICES BOARD

FEBRUARY 2015

Sally Ford		08/01/17	
Elmer London	no volunteer	08/01/17	
Sue MacCracken	interest statements	08/01/17	Third Thursdays
Suellen Pennington		08/01/17	
Rita Wilson		08/01/17	
Monica Timberlake		12/01/17	
Vacant			

### PUBLIC SAFETY RETIREMENT BOARD

NOVEMBER 2014

Chairman Foster		~Election 2016~	
Member Tanakeyowma		03/01/16	Must meet
Member Conley	one volunteer	03/01/18	at least two times
Member Cunningham	interest statement	03/01/18	per year
Vacant			(A.R.S. § 38-847 C)
Secretary Tunnell			

### VENDOR, RV PARKS & SWAP MEET OWNERS BOARD

NOVEMBER 2013

Vacant			
Vacant	no volunteer		
Vacant	interest statements		Second Tuesdays
Vacant			



## Town of Quartzsite

### Existing Boards, Committees and Commissions

Updated 3-10-15

Name & Date Formed	Description	# Members	Term	Staggered Member Terms
Board of Adjustment (Res 90-31) July 1990	Hear and decide appeals on decisions made by Planning & Zoning Administrator.	5	5 years	1 - 1 - 2 - 1
Hi Jolly Cemetary Board (Res. 06-08) August 2006	Formulate, create and recommend plans for future growth and improvement of the Cemetary.	7	3 years	1 - 1 - 1 - 1 - 3
Health & Development Services Board (Ord. 06-11) September 2006	Conduct public hearings, forums, seminars regarding public health needs and development of the Town; recommend funding for non-profit agencies; assist in development of health care needs & services; make recommendations regarding Town's transit system.	7	3 years	2 - 2 - 3
Library Board (Res. 94-02) February 1994	Formulate, create and recommend plans for future growth of the Library; and continuous study of best uses of the Library facilities and resources.	7	3 years	2 - 2 - 3
Municipal Property Corporation ( Res. 92-06) May 1992	Financing of sewer system for the Town.	3	3 years	1 - 1 - 1
Municipal Utility Administrative Committee (Res. 99-14) September 1999	Formulate, create and recommend plans for the present and future use of utilities and equipment.	5	3 years	2 - 2 - 1
Park & Recreation Committee (Res. 93-23, 03-09, 05-10) November 1993	Formulate, ceate and recommend plans for the future growth of the Town Park.	7	2 years	4 - 3
Personnel Board ( Ord. 11-03) April 2011	Conduct hearings on employee grievances and make recommendations to the Town Manager; review changes to Personnel Policy and make recommendations to Council.	3	3 years	2 - 1

## Town of Quartzsite

### Existing Boards, Committees and Commissions

Updated 3-10-15

Name & Date Formed	Description	# Members	Term	Staggered Member Terms
<b>Planning &amp; Zoning Commission ( Ord. 90-16, 13-2)</b> July 1990	Advise Council on P&Z matters; recommend a General Plan and amendments; annually review General Plan progress; Initiate changes to Zoning Map/test of Zoning Code; make recommendations for amendments to Zoning Code.	7	3 years	2 - 2 - 3
<b>Public Safety Retirement Board (Res. 91-04)</b> May 1991	Participate in the State of Arizona Public Safety Personnel Retirement System	5	unk	unk
<b>Vendor/Swap Meet/ RV Parks Municipal Board (Res. 10-22, 11-01)</b> December 2010	Formulate, create and recommend plans for future well being of Vendor, Swap Meet and RV Park community.	7	3 years	1 - 3 - 3