

MINUTES
TOWN OF QUARTZSITE
REGULAR MEETING OF THE COMMON COUNCIL
TUESDAY, SEPTEMBER 27, 2016, 7:00 PM

CALL TO ORDER: 7:00 p.m.

Mayor Foster called the meeting to order at 7:00 p.m.

INVOCATION: Given by Mr. Norm Simpson.

PLEDGE OF ALLEGIANCE: Led by Mayor Ed Foster.

ROLL CALL:

Present: Mayor Foster, Vice Mayor Davidson, Council Member Kelley, Council Member Warner, Council Member Orgeron, and Council Member St. Germain attended by phone.

STAFF PRESENT: Jim Ferguson, Town Manager; Susan Goodwin, Town Attorney; Tina Abriani, Town Clerk;

ANNOUNCEMENTS:

None.

CALL TO THE PUBLIC AND COMMUNICATIONS FROM CITIZENS:

Marilyn McFate spoke about her experience with a telephone scammer claiming to have been with the IRS. She advised all citizens to hang-up on those calls, especially if they are of a threatening nature.

Marilyn McFate warned that careful thought be given to the idea of leasing the Colorado River Water Allocation and that there be a review of the possible repercussions of doing so.

Dr. Christina Anastasia told the audience that she spent part of the past weekend with Monica Timberlake and Rain at the International UTV/ATV Expo. She said she had an opportunity to talk to several people who were not familiar with Quartzsite. She said there were people who did not know Quartzsite existed, let alone the amenities Quartzsite has to offer. Dr. Anastasia said a lot of time was spent talking and marketing Quartzsite.

Dr. Christina Anastasia invited the all of the Town of Quartzsite to go to her barbecue, open to the entire community, at the Antique Alley RV Park on October 9, 2016 from 1:00 p.m. to 4:00 p.m.

Shanana Rain BearCat thanked Dr. Anastasia and her husband Ray for helping her and Monica Timberlake with the exhausting International Off-Road Expo. She thanked Mark

Goldberg for the design of the new Quartzsite Off-Road Atlas. She said the atlas was available for sale at both Chambers, as well as different locations around Town. Rain said the Expo was a wonderful opportunity to share our Town with thousands of people.

Town Manager Ferguson stated that he had a copy of the Off-Road Atlas if anyone would like to see it.

PROCLAMATIONS:

1. PROCLAMATION – Declaring October 2016 Domestic Violence Awareness Month.

The Mayor read the proclamation declaring October 2016 Domestic Violence Awareness Month aloud for all to hear.

2. PROCLAMATION – World Food Day, October 16, 2016.

The Mayor read the proclamation World Food Day, October 16, 2016, aloud for all to hear.

Mayor Foster asked Council Member Kelley if the Food Bank was doing anything special for World Food Day.

Council Member Kelley said no because the Food Bank had been trying to help so many new people so fast that there had not been time to prepare anything special. She said the Food Bank would take anything it could get. Council Member Kelley stated that just the past week she had over 20 new applicants and 12 of those were homeless living in the desert. She said the Town does have a huge problem.

3. LEDGER OF ACCOUNTS PAID – Consider approval of check series 40730 - 40797, totaling \$102,894.56.

Council Member Orgeron moved to approve the check series 40730 - 40797, totaling \$102,894.56, and **Council Member Kelley seconded** the motion. The vote was unanimous. **Motion Passed.**

4. MINUTES – Consider approval of the minutes of the Town Council Regular Meeting of September 13, 2016.

Council Member Orgeron moved to approve the minutes of Town Council Regular Meeting of September 13, 2016, and **Council Member St. Germain seconded** the motion. The vote was unanimous. **Motion Passed.**

PUBLIC HEARING:

5. PUBLIC HEARING - REQUEST FOR A VARIANCE

**Public Hearing, discussion and possible action to approve Variance 16-01:
Location: 240 Riggles Ave., Quartzsite, APN: 306-18-038B. Applicant Name:
Riggles RV Park/Parkers Folly LLC. Request: Approval for a variance on
acreage requirement for an RV park.**

Mayor Ed Foster opened the public hearing by asking if anyone wished to address the Council on the matter. No one replied and the public hearing was closed.

Vice Mayor Davidson asked for the current acreage of the property.

Town Manager Ferguson replied that it was 1.9 acres, and the requirement was 2.5 acres.

Council Member Orgeron moved to approve Variance 16-01 for 240 Riggles Avenue, APN 306-18-038B, and Council Member Warner seconded the motion. The vote was unanimous. Motion Passed.

6. PUBLIC HEARING - AMENDMENT TO ZONING ARTICLES

Public Hearing, discussion and possible action to adopt an amendment to the Town's Zoning Articles, Article III, to amend Section 2, Definitions, to add definitions of "crafter" and "craft sale," and to amend Section 22, to add Paragraph 3 related to craft sales, as recommended by the Planning & Zoning Commission on September 20, 2016.

The Mayor called for public discussion. There was none. The Mayor closed the public hearing.

Town Manager Ferguson explained that the ordinance serves to clarify "crafters," whether they must go through the permitting process, and at what point in time a 'craft sale' becomes a business that needs to be taxed. He said the ordinance defines what "crafter" and "craft sale" are. He said that as long as the crafters follow the outline set forth in Paragraph 3, they would not have to pay sales tax because they would fall within state guidelines and they will not need a permit from the Town. He went on to say that if they hold more sales more frequently, then, in fact, they are operating as a business and they would have to have a permit and pay sales tax.

Council Member Orgeron asked how this would affect the craft shows at the Q.I.A.

Town Manager Ferguson said the Planning and Zoning Commission chose the following language, "Craft sales are permitted in any commercial zone. Craft sales shall be limited to one craft sale of a duration of no longer than three days in any thirty-day period. No Town permit shall be required.

Council Member Orgeron moved to adopt the amendment to the Town's Zoning Articles, Article III, to amend Section 2, Definitions, to add the definitions for "crafter" and "craft sale," and to amend Section 22, Paragraph 3 related to craft sales, as recommended by the Planning & Zoning Commission on September 20, 2016. Vice Mayor Davidson seconded the motion. The vote was unanimous. Motion Passed.

ADMINISTRATIVE ITEMS:

7. TEMPORARY ROAD CLOSURES FOR THE 5-K RUN, WALK, ROCK AND ROLL PARADE – Discussion and possible action to close E. Tyson Street, East Quail Trail Street and Plymouth Ave on November 5, 2016 from 8:00 a.m. to 10:30 a.m.

Mr. Dennis Kuehl, Quartzsite resident, said the Rotary Club was sponsoring their second 5K Run, Walk, Rock and Roll event which will consist of a 5K run, walk, rock with rocker, and rolling with wheelchairs or bicycles. Mr. Kuehl said that in order for the event to take place, the roads would need to be closed for about four hours.

He said the set-up would begin at approximately 6:00 a.m. He said chairs, tables and water would be provided, and the only thing asked of the Town was to assist the Club with temporary emergency support, police support, and a porta potty. Mr. Kuehl said the Rotary Club would do the set-up and the clean-up. He said the event was a fund-raiser with 50% of the proceeds going to the Food Bank and the other 50% to the Rotary Club.

Mr. Kuehl said, "So what we are asking is permission to close the roads as we had done two years ago." He said it had been a successful event. He said 6:00 a.m. would be the set-up time and 8:00 a.m. would be the registration time. Mr. Kuehl said the Rotary Club was looking for sponsors for the event.

Vice Mayor Davidson moved to approve Item 7 as read, and Council Member Warner seconded the motion. The vote was unanimous. Motion Passed.

8. 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 a development agreement with Sleep Inn related to the development of property general located on Kuehn between Riggles Avenue and Central Boulevard.
- An executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding the Town's authority related to economic development policies.
- 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 a contract with the Central Arizona Groundwater Replenishment District for the lease or sale of the Town's Colorado River allocation.
- An executive session pursuant to A.R.S. § 38-431.03(A)(7) for discussions or consultations with designated representatives of the Town in order to consider its

position and instruct its representatives regarding negotiations for the sale or lease of real property located at 560 Coyote Street, Quartzsite, AZ (APN 306-18-001A).

- An executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding the Town's sewer extension policy.

Council Member Orgeron moved to adjourn to Executive Session, and Council Member Warner seconded the motion. The vote was unanimous. Motion Passed.

ADJOURN TO EXECUTIVE SESSION: 7:24 p.m.

RETURN TO OPEN SESSION: 8:55 p.m.

Mayor Foster called the regular meeting back to order at 8:55 p.m.

ROLL CALL:

Present: Mayor Foster, Vice Mayor Davidson, Council Member Kelley, Council Member Warner, Council Member Orgeron.

Absent: Council Member St. Germain.

9. FUTURE AGENDA ITEMS – Direction to staff regarding future agenda items.

The Mayor announced that he had called for a Special Meeting to approve a contract for the HAWK Pedestrian Crosswalk System. There was a discussion to set a date and time for the special meeting.

The Council decided that the Special Meeting would be held on Friday, September 30, 2016, at 3:30 p.m.

COMMUNICATIONS:

10. Reports from the MAYOR on current events.

The Mayor said that on the previous day, he and others from the Town met with Travel America to discuss Travel America's plans to build a truck stop across from the Love's Travel Stop. The Mayor said the Travel America representatives want to put in a traffic circle at the intersection with Love's and the location for their truck stop. The Mayor said he objected strenuously to a traffic circle. He noted that the heavy traffic that would try to get back onto the Interstate might have difficulty with a traffic circle.

The Mayor said that Travel America sounded like they were ready to go. He said they owned the property for seven years and are now ready to turn it into a moneymaker with a truck stop and a restaurant on the site.

11. Reports from the COUNCIL on current events.

None.

12. Reports from the TOWN MANAGER to the Council.

Town Manager Ferguson reminded the citizens that there were boards and commissions with openings for which the Town was always looking for volunteers. He asked that anyone interested in serving please contact the Town Clerk for more information.

ADJOURNMENT:

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

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of September 27, 2016, of the Town Council of Quartzsite, Arizona, held on September 27, 2016.

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

DATED this 11th day of October 2016



Tina M. Abriani, Town Clerk

On behalf of the Common Council

Approved:



Ed Foster, Mayor