



**“The mission of the City of Safford is to make Safford
a great place to live, work, and visit”**

**CITY OF SAFFORD
SPECIAL COUNCIL MEETING MINUTES
TUESDAY, November 5, 2013 @ 7:30 PM
Safford Library Program Room, 808 S. 7th Avenue, Safford, Arizona**

PRESENT: Wyn “Chris” Gibbs, Mayor; Mary Bingham, Vice Mayor; Council Member’s Gene Seale, Arnold A. Lopez, Kenneth Malloque, James D. Howes, and Richard Ortega

STAFF PRESENT: William J. Sims, Interim City Attorney (by telephone conference); Ann Waite, Chief Finance Officer; Leanne McElroy, Library Director; Eric Buckley, Utilities Director; Randy Petty, City Engineer; Georgia Luster, City Clerk and Sam Napier IT Administrator who assisted with the audio/video recording of the meeting.

OTHERS PRESENT: Valarie Buckley; William Perry - KATO Radio; Joann Rojas, Jane Mondragon, Michael Andazola, Shirley Turner, David Bell, Eastern Arizona Courier; and others who did not sign in.

- 1. CALL TO ORDER:** Mayor Gibbs called the meeting to order at 7:35 p.m. He explained the Council will adjourn into executive session to seek legal advice from the Interim City Attorney regarding the City Manager’s (David Kincaid) employment agreement.

The Mayor led the Pledge of Allegiance to the Flag.

Councilman Seale offered the opening prayer.

- 2. ROLL CALL:** A quorum of the Council was present (7).
- 3. EXECUTIVE SESSION:**
 - 1. The City Council may enter executive session, pursuant to Arizona Revised Statute §38-431.03(A)(3) and (A)(4) to consult with and seek legal advice from the Interim City Attorney regarding contractual options available to the City in connection with the City Manager’s Employment Agreement and to give the Interim City**

Attorney directions concerning negotiations for hiring or contracting with an interim City Manager.

The Council adjourned to executive session at 7:38:11 p.m. to consult with and seek legal advice from the Interim City Attorney regarding contractual options available to the City in connection with the City Manager’s Employment Agreement and to give the Interim City Attorney directions concerning negotiations for hiring or contracting with an interim City Manager.

- 4. RETURN TO REGULAR SESSION:** The City Council reconvened regular session at 8:24:24 p.m.

Councilman Ortega made the motion: *pursuant to Section 10.E of the First Amendment to City Manager Employment Agreement, to terminate employment of David Kincaid as city manager.* Motion carried unanimously. **MOTION ADOPTED**

- 5. ADJOURN:** It was moved by Councilman Ortega, seconded by Councilman Malloque and carried unanimously to adjourn the meeting at 8:25:17 p.m. **MOTION ADOPTED**

APPROVED:

Wyn “Chris” Gibbs, Mayor
City of Safford

ATTEST:

Georgia Luster, MMC, City Clerk

CERTIFICATION

STATE OF ARIZONA)
) ss
County of Graham)

I hereby certify that the foregoing minutes are a true and correct copy of the Special Council Meeting of the Safford City Council, Graham County, Arizona held Tuesday, November 5, 2013, and approved at a Regular Council Meeting on Monday, November 12, 2013. I further certify the meeting was duly called, held and that a quorum was present.

Dated: November 5, 2013

Georgia Luster, MMC, City Clerk