

**MINUTES FOR SPECIAL MEETING OF THE NORTHERN CONSOLIDATED FIRE DISTRICT  
#1 GOVERNING BOARD  
Wednesday, September 27, 2017**

The Governing Board of the Northern Consolidated Fire District #1 met in special session this 27th day of September, 2017 in the Board Room at 2485 Northern Avenue, in Kingman, AZ (86409).

**1. CALL TO ORDER**

Board Chair Lewis called the meeting to order at 7:09 P.M.

**2. INVOCATION & PLEDGE OF ALLEGIANCE**

There was no invocation. Chief Eder lead the pledge of allegiance.

**3. ROLL CALL OF BOARD MEMBERS**

All Board Members were present: Board Chair Lewis, Board Clerk Wilkin, Director Bailey, Director Collins, and Director Riccardi.

**4. POSSIBLE VOTE TO GO INTO EXECUTIVE SESSION:**

**A. Legal advice pursuant to A.R.S. §38-431.03(A)(3) and instructions to legal counsel pursuant to A.R.S. §38-431.03(A)(4) re: Request by Mohave County Attorney to waive Attorney/Client Privilege.**

**B. Legal advice pursuant to A.R.S. §38-431.03(A)(3) and instructions to legal counsel pursuant to A.R.S. §38-431.03(A)(4) re: Subpoena by Mohave County Attorney for Executive Session Minutes.**

Motion was made by Board Clerk Wilkin to go into Executive Session for the above items A and B. Seconded by Director Riccardi. There was no discussion on the motion. Vote was unanimously in favor. Motion carried.

Board moved to Executive Session (A)(3) and (A)(4) at 7:12 P.M.

Board returned to Public Session at 8:11 P.M.

**5. DISCUSSION AND POSSIBLE ACTION:**

**A. Possible Direction for Attorney and Staff: Request by Mohave County Attorney to waive Attorney/Client Privilege.**

Board Clerk Wilkin made a motion that the Board does not waive Attorney/Client Privilege for the May 18, 2017 Executive Session minutes. Director Riccardi seconded the motion.

**Director Collins:** I personally don't think the Board should spend taxpayer money to keep these meeting minutes back. I think we need transparency.

**Board Clerk Wilkin:** Executive Session is not to be transparent.

**Director Collins:** They were requested by another government agency.

**Board Clerk Wilkin:** They're not our Fire District, are they?

**Board Chair Lewis:** I don't think you understand; it says, "Waive Attorney/Client Privilege," that means they can give it to any newspaper they want to.

**Director Bailey:** It sounds like they can end up with it anyway. I'm with Mike, I think we ought to release the highlighted section if that will satisfy the County Attorney.

**Board Clerk Wilkin:** There's nothing that says it will satisfy them.

**Director Bailey:** But if it does, then the rest of the document is protected.

**Director Collins:** Well, we understand that it personally affects you guys, but for

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us, I don't have nothing in there to hide.

**Board Clerk Wilkin:** Neither do I, but that's not the point here. The point is: you're going to set a precedent of just releasing arbitrarily to the County or anybody else that demands it executive, privileged communications.

**Director Collins:** We don't have a problem taking tax money from them.

**Board Clerk Wilkin:** We all pay taxes.

**Director Bailey:** All we're going to be doing is wasting money though, because we're going to end up in court anyway.

**Director Riccardi:** This thing has already run up to \$80 or \$90 thousand, who the hell knows how much money.

**Board Clerk Wilkin:** Can we find out how much money has been spent on this so far? It's ridiculous, I'm sure.

Board Chair Lewis called for a vote on the motion. Vote was Board Chair Lewis, Board Clerk Wilkin, and Director Riccardi for, and Directors Bailey and Collins opposed. The vote was 3-2 in favor. Motion carried.

**B. Possible Direction for Attorney and Staff: Subpoena by Mohave County Attorney for Executive Session Regular Minutes.**

Since the Board voted not to waive the Attorney/Client privilege, this item is no longer actionable.

**6. CALL TO THE PUBLIC**

There were no public comments.

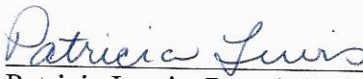
**7. FUTURE AGENDA ITEMS AND STAFF TASKS**

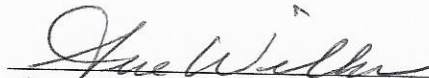
There were no future agenda items or staff tasks discussed.

**8. ADJOURNMENT**

Board Chair Lewis adjourned the meeting at 8:30 P.M.

These minutes were prepared by Nikki Berry this 12<sup>th</sup> day of October, 2017.

  
Patricia Lewis, Board Chair

  
Sue Wilkin, Board Clerk