

SUMMARY REPORT
OF COUNCIL ACTION TAKEN AT THE JULY 28, 2010, SPECIAL MEETING HELD AT 4 P.M. IN
THE COUNCIL CHAMBERS BUILDING LOCATED AT 826 NORTH MAIN STREET, COTTONWOOD,
ARIZONA.

This summary is a statement of legal actions taken by the Cottonwood City Council at a regular meeting pursuant to A.R.S. § 38-431.02(D), and is being provided as required by A.R.S. § 38-431.01(D.).

Council Members Present: Mayor Diane Joens, Vice Mayor Karen Pfeifer, Council Members Tim Elinski, Duane Kirby, Linda Norman, Terence Pratt, and Darold Smith.

Others Present: Doug Bartosh, City Manager; Marianne Jiménez, City Clerk, Steve Horton, City Attorney; David Brown, Attorney; Bob Hardy, Natural Resources Director, Dan Lueder, Development Services General Manager.

Mayor Joens called the meeting to order at 4:00 p.m.

DISCUSSION OF NEGOTIATIONS AND POSSIBLE ACQUISITIONS OF SURFACE WATER RIGHTS

DISCUSSION OF ISSUES RELATED TO A POTENTIAL EXPANSION OF THE CITY'S WATER SERVICE AREA AND A POSSIBLE CONTRACT OR POTENTIAL LITIGATION REGARDING ACQUISITION OF PROPERTY RELATED TO THE WATER SERVICE AREA

DISCUSSION AND UPDATE OF ONGOING LITIGATION AND SETTLEMENT NEGOTIATIONS IN THE GILA RIVER ADJUDICATION

DISCUSSION OF ISSUES RELATED TO NEW APPLICATIONS TO APPROPRIATE PUBLIC WATER ON VERDE RIVER

Upon a public majority vote of the members constituting a quorum, the Council may hold an executive session with regard to either item III, IV, V or VI which is not open to the public for the following purposes: A.R.S. § 38-431.03(A)(3)–*Discussion or consultation for legal advice with the attorney or attorneys of the public body*; A.R.S. § 38-431.03(A)(4)–*Discussion or consultation with the attorney of the public body in order to consider its position and instruct its attorney regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation.*

Mayor Joens moved to convene into executive session. The motion was seconded by Council Member Kirby, and carried unanimously.

After discussions held under executive session, Council Member Kirby moved to resolve back into special session. The motion was seconded by Council Member Elinski, and carried unanimously.

ADJOURNMENT

Council Member Kirby moved to adjourn. The motion was seconded by Council Member Pratt, and carried unanimously.

The special meeting adjourned at 5:58 p.m.