

**SUMMARY MINUTES**  
**OF A SPECIAL MEETING OF THE COTTONWOOD CITY COUNCIL HELD APRIL 12, 2012, AT 4:00 P.M., AT THE CITY COUNCIL CHAMBERS BUILDING, 826 NORTH MAIN STREET, COTTONWOOD, ARIZONA.**

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This summary is a statement of action taken by the Cottonwood City Council at a Special 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 Jesse Dowling, Tim Elinski, Ruben Jauregui.

**Council Members Absent:** Linda Norman, Terence Pratt.

Others Present: Attorney David Brown; Bob Hardy, Herb Dishlip, Consultant for Brown & Brown Law Firm; Doug Bartosh, City Manager; Tom Whitmer, Natural Resource Director; Marianne Jiménez, City Clerk

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

Upon a public majority vote of the members constituting a quorum, the Council may hold an executive session with regard to item III 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 resolve into executive session. The motion was seconded by Council Member Elinski, and carried unanimously.

After discussions with Attorney David Brown under executive session, Mayor Joens moved to resolve into special session. The motion was seconded by Council Member Elinski, and carried unanimously.

There was no discussion after resolving back into special session.

**ADJOURNMENT**

Mayor Joens moved to adjourn. The motion was seconded by Council Member Elinski, and carried unanimously. The special meeting adjourned at 5:21 p.m.