



AGENDA

**PRESCOTT CITY COUNCIL
SPECIAL MEETING
TUESDAY, OCTOBER 8, 2013
2:00 PM**

**Executive Session
Lower Level Conference Room
201 South Cortez - Prescott, Arizona
(928) 777-1100**

The following Agenda will be considered by the Prescott City Council at its **Executive Session** pursuant to the Prescott City Charter, Article II, Section 14. Notice of this meeting is given pursuant to Arizona Revised Statutes, Section 38-431.02.

◆ **CALL TO ORDER**

◆ **ROLL CALL**

MAYOR AND CITY COUNCIL

Mayor Kuykendall
Councilman Arnold
Councilman Blair
Councilman Carlow

Councilman Kuknyo
Councilman Lamerson
Councilman Scamardo

I. REGULAR SESSION

- A. Executive Session. Upon a public majority vote of the members constituting a quorum, the Council may hold an executive session that is not open to the public for the purposes set forth below. When the executive session ends, Council may adjourn or return to open session.

RECOMMENDED ACTION: MOVE to recess into executive session.

II. EXECUTIVE SESSION – LEGAL MATTERS

- A. An executive session pursuant to A.R.S. §38-431.03(A)(2)(3)and(4) for discussion, consultation or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law, legal advice with the attorney or attorneys of the public body; for discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys 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.

1. Legal advice regarding City Contract No. 97-029, Development Agreement with Exsil Inc., and successors (Pure Wafer).
2. Robert McBurnie vs City of Prescott.

III. ADJOURNMENT

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at Prescott City Hall on _____ at _____ .m. in accordance with the statement filed by the Prescott City Council with the City Clerk.

Lynn Mulhall, City Clerk