



MINUTES OF SPECIAL MEETING OF THE COMMON COUNCIL OF YOUNGTOWN, AZ

THURSDAY, October 3, 2013, TOWN HALL CONFERENCE ROOM, 12030 CLUBHOUSE SQUARE

1. **Call to Order:** Mayor LeVault called the meeting to order at 5:40 p.m.
2. **Roll Call:** Council present: Mayor Michael LeVault, Vice Mayor Jack Duran, and Councilmembers Dorena Mello, Judy Johnson, Margaret Chittenden, June Miller and Shirley Oglesby-Gustafson.

Staff present: Town Attorneys Kelly Schwab and Trish Stuhan of Curtis, Goodwin, Sullivan, Udall & Schwab, P.L.C.; Special Counsel present: Christopher Thomas and Matthew Rojas of Squire Sanders LLP.

3. **Call for Executive Session:**

- A. Executive session pursuant to A.R.S. Sections 38-431.03(A)(3) and (A)(4) for discussion or consultation for legal advice with the town attorneys and special legal counsel and in order to consider its position and instruct its attorneys regarding Youngtown's position in pending litigation relating to Youngtown and the Agua Fria Ranch Homeowners Association Inc. v. Olive Avenue LLC and Salt River Materials Group.

**Motion to adjourn the meeting at 5:42 p.m. to Executive Session - Councilmember Miller.
Second - Councilmember Mello.
Motion passed unanimously 7-0.**

Executive Session Held and Adjourned at 6:09 p.m.

**Motion to reconvene the special meeting - Councilmember Miller.
Second - Councilmember Johnson.
Motion passed unanimously 7-0.**

Special Meeting followed.

4. **Business:**

Discussion and/or Action Re: Motion to accept Settlement Agreement and Release of Claims and authorize Mayor LeVault to sign the Agreement on behalf of the Town of Youngtown.

**Motion – Councilmember Johnson.
Second – Vice Mayor Duran.
Motion passed unanimously 7-0.**

Adjournment.

**Motion to adjourn – Vice Mayor Duran.
Second – Councilmember Mello.
Motion passed unanimously 7-0.
Meeting adjourned at 6:12 p.m.**



Michael LeVault, Mayor

Attest:



Diane Cordova, Town Clerk

Minutes approved at the November 7, 2013 Regular Meeting.