

PRESCOTT, ARIZONA  
SPECIAL COUNCIL MEETING  
DECEMBER 26, 2007

A SPECIAL COUNCIL MEETING OF THE PRESCOTT CITY COUNCIL WAS HELD ON WEDNESDAY, December 26, 2007, in the Council Chambers at the Prescott Municipal Building, 201 Cortez Street, Prescott, Arizona.

**I. CALL TO ORDER**

Mayor Wilson called the meeting to order at 11:04 a.m.

**II. ROLL CALL**

**MAYOR AND CITY COUNCIL:**

**PRESENT:**

Mayor Wilson  
Councilman Bell  
Councilman Lamerson  
Councilman Lopas  
Councilman Luzius  
Councilman Roecker (telephonically)  
Councilwoman Suttles (telephonically)

**ABSENT:**

None

**III. RECESS INTO EXECUTIVE SESSION**

The Prescott City Council recessed into Executive Session at 11:05 a.m.

**IV. EXECUTIVE SESSION**

A. 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. Sand Trap v. City of Prescott  
CV 2006-0366 and CV 2007-0227

**V. POST EXECUTIVE SESSION**

A. Approval of Settlement for Sand Trap v. City of Prescott, CV 2006-0366 and CV 2007-0227, and authorize the Mayor to execute all necessary settlement documents.

The Prescott City Council reconvened into open session at 11:30 a.m.

**COUNCILMAN LUZIUS MOVED TO AUTHORIZE THE CITY ATTORNEY TO A DRAFT SETTLEMENT AGREEMENT, RELEASE AND ANY AND ALL OTHER APPLICABLE DOCUMENTS FOR FULL AND FINAL SETTLEMENT IN THE SAND TRAP LAWSUITS (YAVAPAI COUNTY SUPERIOR COURT CASE NOS. 2006-0366 AND CV2007-0227) AND AUTHORIZE THE MAYOR TO SIGN SUCH FINAL SETTLEMENT DOCUMENTS ON BEHALF OF THE CITY TO SETTLE THIS CASE IN THE AMOUNT OF \$225,000.00; SECONDED BY COUNCILMAN BELL; PASSED UNANIMOUSLY.**

**VI. ADJOURNMENT**

The Special Meeting of the Prescott City Council held December 26, 2007, adjourned at 11:30 a.m.

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JACK D. WILSON, Mayor

ATTEST:

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ELIZABETH A. BURKE, City Clerk