



**NOTICE – This is provided for public information only. This document is not an approved set of minutes, only a staff summary of actions taken. The approved minutes will contain the official action taken.**

**NOTICE OF A SPECIAL MEETING AND POSSIBLE  
EXECUTIVE SESSION OF THE COMMON COUNCIL  
OF THE TOWN OF CLARKDALE**

Tuesday, September 9, 2008 at 5:00 P.M.  
Clark Memorial Clubhouse

PURSUANT TO A.R.S. §38-431.02, NOTICE IS HEREBY GIVEN to the members of the Common Council of the Town of Clarkdale and to the general public that the Town of Clarkdale Common Council will hold a Special Meeting open to the public on **Tuesday, September 9, 2008, at 5:00 p.m. at Clark Memorial Clubhouse, Men's Lounge, 19 N. Ninth Street, Clarkdale, Arizona.** Pursuant to A.R.S. §38-431.03, the Council may vote to recess the meeting and move into Executive Session on any item, which will be held immediately after the vote and will not be open to the public. Upon completion of Executive Session, the Council may resume the meeting, open to the public, to address the remaining items on the agenda.

Dated this 5<sup>th</sup> day of September, 2008.

BY

WALT GOOD  
DEPUTY CLERK

The agenda for the meeting is as follows:

**1. CALL TO ORDER** - Vice Mayor Wiley called the meeting to order at 6:04 PM and noted that the Mayor was absent on a much deserved vacation.

Town Council:

Mayor Doug Von Gausig - Absent  
Vice Mayor Jerry Wiley

Councilmember Patricia Williams  
Councilmember Curtiss Bohall  
Councilmember Richard Dehnert

Town Staff:

Town Manager Gayle Mabery  
Community Development Director Sherry Bailey  
Town Clerk Kathy Bainbridge  
Town Attorney Rob Pecharich

Public Works Director Steve Burroughs

**2. PUBLIC COMMENT** – The Town Council invites the public to provide comments at this time. Members of the Council may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. §38-431.01(G), action taken as a result of public

comment will be limited to directing staff to study the matter, responding to any criticism or scheduling the matter for further consideration and decision at a later date. Persons interested in making a comment on a specific agenda item are asked to complete a brief form and submit it to the Town Clerk during the meeting. Each speaker is asked to limit their comments to five minutes. [There was no public comment](#)

**3. EXECUTIVE SESSION** - The Council may vote to discuss the following matters in executive session pursuant to A.R.S. § 38-431.03(A) (3) discussion or consultation for legal advice with the attorney of the public body; and (4) 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. The Executive Session will be held immediately after the vote and will not be open to the public. Upon completion of Executive Session, the Council may resume the meeting, open to the public, to address the remaining items on the agenda.

[Without opposition, the Council recessed to Executive Session at 5:05 P.M.](#)

- A) **GUSTAVO A. VARGAS AND VICTORIA L. VARGAS LAWSUIT REGARDING MINGUS SHADOWS UNIT 3, TRACT O** – Discussion and consultation with the Attorney for legal advice regarding the Mingus Shadows Unit 3, Tract O lawsuit.
- B) **DEVELOPMENT AGREEMENT WITH CLARKDALE METALS** – Discussion and consultation with the Town Attorney for legal advice relating to the Development Agreement with the Town of Clarkdale and Clarkdale Metals.
- C) **DISTRIBUTION OF PROPOSITION 202 TRIBAL CONTRIBUTION FUNDS BETWEEN THE TOWN OF CLARKDALE AND THE CLARKDALE-JEROME SCHOOL DISTRICT AND CLARKDALE CHAMBER OF COMMERCE** – Discussion and consultation with the Town Attorney for legal advice regarding distribution of the Proposition 202 Tribal funds according to the State of Arizona Gaming Compact 2002 A.R.S. 5-601-02 with an IGA between the Town of Clarkdale and the Clarkdale-Jerome School District and an Agreement with the Clarkdale Chamber of Commerce.

[Without opposition, the Council adjourned the Executive Session at 6:00 p.m. and resumed the meeting in Open Session](#)

[Without any further business, the Council adjourned the Special Session at 6:02 p.m.](#)

#### **4. ADJOURNMENT at 6:05 P.M.**

Persons with a disability may request reasonable accommodations by contacting the Town Hall at 639-2400 (TTY: 1-800-367-8939) at least 72 hours in advance of the meeting.