

SPECIAL MEETING (EXECUTIVE SESSION)
TUESDAY, NOVEMBER 14, 2023
STAFF CONFERENCE ROOM - SECOND FLOOR
FLAGSTAFF CITY HALL
211 WEST ASPEN AVENUE
1:00 P.M.

1. Call to Order

Mayor Daggett called the Special Meeting (Executive Session) to order at 1:02 p.m.

2. Roll Call

NOTE: One or more Councilmembers may be in attendance telephonically or by other technological means.

PRESENT:

MAYOR DAGGETT
VICE MAYOR ASLAN (virtually)
COUNCILMEMBER HARRIS (virtually)
COUNCILMEMBER HOUSE (virtually, arrived at 1:05 p.m.)
COUNCILMEMBER MATTHEWS

ABSENT:

COUNCILMEMBER MCCARTHY
COUNCILMEMBER SWEET

Others present: City Manager Greg Clifton; City Attorney Sterling Solomon.

3. Recess into Executive Session

Moved by Councilmember Lori Matthews, **seconded by** Councilmember Deborah Harris to recess into Executive Session.

Vote: 4 - 0 - Unanimously

4. Executive Session Confidentiality Statement

Discussions made during Executive Session are confidential by law. All persons present in Executive Session or who receive Executive Session information or materials shall keep the discussion, information and materials confidential and shall not disclose them, except as allowed by law.

5. Executive Session:

- A.** Discussion or consultation for legal advice with the attorney or attorneys of the public body, and 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, pursuant to A.R.S. §38-431.03(A)(3) and (4) respectively.
 - i.** Litigation Update
 - ii.** Legal Advice Regarding City Advertising Policy

- B. Discussion or consultation for legal advice with the attorney or attorneys of the public body, 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, and discussions or consultations with designated representatives of the public body in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property, pursuant to A.R.S. §38-431.03(A)(3), (4), and (7), respectively.
- i. Legal advice and property negotiations for possible City assumption of a lease entered into by and between BNSF Railway Company (as lessor) and Watkins dba Northland Recycling (as lessee), wherein City as assignee would assume rights and obligations of the lessee (Coconino County APN: 104-01-098A)

6. Adjournment

The Special Meeting (Executive Session) of the Flagstaff City Council held November 14, 2023, reconvened into Open Session at 2:41 p.m. at which time the meeting adjourned.

MAYOR

ATTEST:

CITY CLERK