

**COMMON COUNCIL OF THE TOWN OF PAYSON
AGENDA OF THE EXECUTIVE SESSION
JUNE 19, 2008**

THIS EXECUTIVE SESSION IS HELD PURSUANT TO **TITLE 38, CHAPTER 3, ARTICLE 3.1**, KNOWN AS THE ARIZONA OPEN MEETING LAW.

NOTE: The information discussed in Executive Session and the minutes of the Executive Session are confidential (A.R.S. §38-431.03(B)).

CALL TO ORDER: Immediately following a motion duly made and carried during the regular meeting of June 19, 2008. (Note the Regular Meeting is scheduled to convene at **5:30 p.m.**)

ROLL CALL: KE__ SC __ EB __ RC __ MH__ MV__ JW__

STAFF PRESENT: Debra Galbraith, Town Manager; Samuel I. Streichman, Town Attorney; Tim Wright, Deputy Town Attorney; Silvia Smith, Town Clerk; Diane Stoyer, Legal Department Office Manager; Rick Manchester, Parks and Recreation Director; LaRon Garrett, Town Engineer

OTHERS PRESENT:

Council will discuss or consider the following items pursuant to the noted authority.

1. A Lease Agreement with Valley of the Sun YMCA and its terms, for the following reasons:
 - A. Discussion or consultation for legal advice with the attorneys for the Town of Payson regarding terms of and negotiations for a Lease Agreement with Valley of the Sun YMCA, pursuant to A.R.S. §38-431.03(A)(3); and
 - B. Discussion or consultation with the attorneys for the Town of Payson in order to consider its position and instruct its attorneys regarding the position of the Mayor and Common Council regarding contracts that are the subject of negotiations, to wit: a Lease Agreement with the Valley of the Sun YMCA, pursuant to A.R.S. §38-431.03(A)(4).
 - C. Discussions or consultations by the Mayor and Common Council with the Town Manager, Parks and Recreation Director and Legal Department in order to consider its position and instruct its representatives regarding negotiations with Valley of the Sun YMCA for the purchase, sale or lease of real property, pursuant to A.R.S. §38-431.03(7)

Following the conclusion of the foregoing, to consider:

2. The September 1, 2007, Airport Lease Agreement with the Payson Regional Airport Authority, the administration and operation of the Payson Municipal

Airport, issues related to use of the airport by Mr. Russ Husted and concerns of the Federal Aviation Administration in regard thereto, for the following reasons:

A. Discussion or consultation for legal advice with the attorneys for the Town of Payson regarding the September 1, 2007, Airport Lease Agreement with the Payson Regional Airport Authority, the administration and operation of the Payson Municipal Airport, concerns of the Federal Aviation Administration in regard thereto and the Town's position relative to grant assurances made by the Town and the potential effect upon them of actions of the Payson Regional Airport Authority, pursuant to A.R.S. §38-431.03(A)(3).

B. Discussion or consultation with the attorneys for the Town of Payson in order to consider its position and instruct its attorneys regarding the position of the Mayor and Common Council 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, all relating to Payson Municipal Airport and/or the September 1, 2007, Airport Lease Agreement with the Payson Regional Airport Authority, pursuant to A.R.S. §38-431.03(A)(4).

C. Discussions or consultations by the Mayor and Common Council with the Town Manager and Legal Department in order to consider its position and instruct its representatives regarding the lease of Payson Municipal Airport pursuant to the September 1, 2007, Airport Lease Agreement, pursuant to A.R.S. §38-431.03(A)(7).

NOTE: The Council reserves the right to reconvene the special meeting to take any action(s) that may be necessary as a result of the discussion(s) held during the executive session.

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