

RESOLUTION NO. 2433

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AUTHORIZING TOWN STAFF TO CANCEL OR OTHERWISE REMOVE ANY AND ALL LEASES AND AGREEMENTS RELATING TO THE EVENT CENTER LAND, INCLUDING THE PAYSON EVENT CENTER HOTEL, RESTAURANT AND CONFERENCE CENTER LAND AND IMPROVEMENTS LEASE BETWEEN THE TOWN OF PAYSON AND HOSPITALITY SUPPORT GROUP, LLC.

WHEREAS, the Mayor and Common Council of the Town of Payson adopted Resolution No. 2352 at their regularly scheduled meeting of January 10, 2008 approving an amended Payson Event Center Hotel, Restaurant and Conference Center Land and Improvements Lease (the "Lease") at the Payson Event Center; and

WHEREAS, the Lease contained a performance schedule for various events to occur; and

WHEREAS, many of the scheduled events to have been completed under the lease have not been undertaken or completed; and

WHEREAS, it does not appear that the project which is the subject of the Lease is moving forward; and

WHEREAS, the Town wishes to remove all leases and other clouds upon the title from the Event Center Property, including the Lease,

NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE AS FOLLOWS:

Section 1. That Town Staff be and are hereby authorized to take such actions as are necessary or appropriate to end, cancel, terminate and remove all leases and agreements relating to the Payson Event Center Land which in any way affect title to the land, including the Lease.

Section 2. That Kenny J. Evans, Mayor of the Town of Payson, be and is hereby authorized to execute any documents necessary or appropriate to carrying out the purposes of this Resolution No.2433.

Section 3. That the Town of Payson be and hereby is authorized to take such other and further actions as are necessary or appropriate to carrying out the purposes of this Resolution No. 2433.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this _____ day of _____, 2008, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

Kenny J. Evans, Mayor

ATTEST:

APPROVED AS TO FORM:

Silvia Smith, Town Clerk

Samuel I. Streichman, Town Attorney