

**THE SPECIAL MEETING
OF THE MAYOR AND CITY COUNCIL OF BENSON, ARIZONA
HELD JUNE 3, 2013, AT 7:00 P.M.
AT CITY HALL, 120 W. 6TH STREET, BENSON, ARIZONA**

CALL TO ORDER:

Mayor King stated that before he calls the meeting to order he would like to thank the Councilmembers, the Fire Department, the Police Department and all staff who helped him during the May 13 Budget Worksession. Mayor King stated he truly appreciates the help in getting him to the ambulance and the helicopter. Mayor King, Sr. then called the meeting to order at 7:08 p.m. with the Pledge of Allegiance.

ROLL CALL:

Present were: Mayor Toney D. King, Sr., Vice Mayor Lori McGoffin, Councilmembers Ron Brooks, David Lambert, Nick Maldonado, Chris Moncada and Al Sacco.

NEW BUSINESS:

1. **Resolution 17-2013 of the Mayor and Council of the City of Benson, Arizona, approving a Tentative Budget for Fiscal Year 2013-2014**

Finance Director Megan Moreno stated she gave a memo to each Councilmember before the meeting which addresses 2 items that have been changed in the Tentative Budget since the last time Council met. Ms. Moreno explained property taxes have been recalculated based on reassessed values which had to be reduced by \$10,000 so that item has been brought down to \$230,000, adding the total budget will be reduced by \$10,000. Ms. Moreno stated the other item that was changed was Police Retirement; this had to be recalculated and adjusted by \$6,833. Ms. Moreno stated these changes will be reflected in the Final Budget. Ms. Moreno then asked if Council had any questions. After no questions or further discussion, Councilmember Moncada made a motion to approve Resolution 17-2013 approving the Tentative Budget. Seconded by Councilmember Lambert. Motion passed 6-0 with Councilmember McGoffin abstaining.

EXECUTIVE SESSION: Pursuant to A.R.S. section 38-431.03 (A)(3)(4) the City Council may go into executive session for discussion and consultation with the City's attorneys concerning pending litigation matters generally referred to as Stagecoach Trails et al v. City of Benson et al., No. 11-CV-00398-TUC-RCC, currently pending in the Federal District Court for the District of Arizona, and Stagecoach Trails MHC, L.L.C. v. City of Benson, 2 CA-CV 2011-0085, currently pending in the Arizona Court of Appeals, Division Two.

Councilmember Maldonado moved to enter into an executive session with the City Council, the Interim City Manager, the City's outside legal counsel provided by the Arizona Municipal Risk Retention Pool, Ms. Kristin Mackin and City Clerk Vicki Vivian at 7:11 p.m. Seconded by Vice Mayor McGoffin. Motion passed 7-0.

Council reconvened at 7:43 p.m.

2. **Discussion and possible action regarding current pending litigation issues in the matter generally referred to as Stagecoach Trails L.L.C. et al v. City of Benson et al., No. 11-CV-00398-TUS-RCC, currently pending in the Federal District Court for the District of Arizona**

Mayor King stated Council has instructed the attorneys to address pending Federal motions and report back to Council.

ADJOURNMENT:

Councilmember Lambert moved to adjourn at 7:44 p.m. Seconded by Vice Mayor McGoffin. Motion passed 7-0.

ATTEST:

Toney D. King, Sr., Mayor

Vicki L. Vivian, CMC, City Clerk