

Inscription Canyon Ranch Sanitary District

PO Box 215

Chino Valley, AZ 86323

NOTICE OF MEETING

The Governing Board of the Inscription Canyon Ranch Sanitary District will meet in a Public Session on Tuesday, June 4, 2019 following hearings on Rates and Fees for 2019-20 and the District Budget for 2019-20. The hearings will begin at 1:00 p.m. at Granite Peak Unitarian Universalist Congregation, 882 Sunset Avenue in Prescott, Az. The Board may vote to go into executive session on any agenda item, pursuant to A.R.S. § 38-431.03(A)(3) for legal advice with the District's attorney on matters as set forth in the agenda item. Board Members or other participants may attend by telephonic conference. The following topics and any variables thereto will be subject to Board consideration, discussion, approval, or other action. All items are set for possible action.

AGENDA

1. CALL TO ORDER

2. ROLL CALL OF BOARD MEMBERS

3. CALL TO THE PUBLIC

Those wishing to address the Inscription Canyon Ranch Sanitary District Board need not request permission in advance. The Sanitary District Board is not permitted to discuss or take action on any item not specifically identified on the agenda (A.R.S. 38-431.01(G)). However, individual Board members may be permitted to respond to criticism directed to them. Otherwise, the Board may direct that staff review the matter or that the matter be placed on a future agenda.

4. SPECIAL REPORTS AND POSSIBLE ACTION:

Status and review of Civiltec Engineering plans and specifications for wastewater treatment plant expansion and application for Aquifer Protection Permit amendment and possible Board action on the following:

- a) Review of process for soliciting and accepting bids and approval to publish notice of intent to accept bids for construction of improvements related to the wastewater treatment expansion.
- b) Approval to submit application for amendment to Aquifer Protection Permit.
- c) Approval of closure strategy and plant closure cost estimate required by ADEQ in the application for an amendment to the Aquifer Protection Permit.

5. REPORTS

Report from District Manager

- Status of Plant Operations
- Status of record request by Al Poskanzer
- Plant treatment daily averages/Plant Capacity Chart
- Status of Phase 1 Upgrades to WWTP
- Status of Newsletter posting/ mailing

6. CONSENT AGENDA (Routine items that may be approved by one motion)

Minutes of Meetings

Minutes of Public Meeting of May 1, 2019

Executive Session Minutes of May 1, 2019

Reimbursement to District Manager (\$296.40)

Prescott Courier- Publication of Hearing Notice (\$264.60)

Sir Speedy – copy of drawings for WWTP improvements (\$12.87)

Walmart – copy paper for Board Packets (\$18.93)

- #### **7. POSSIBLE VOTE TO GO INTO EXECUTIVE SESSION FOR:**
- discussion or consultation for legal advice with the attorneys of the Inscription Canyon Ranch Sanitary District pursuant to A.R.S. Section 38-431.03.(A)(3) and discussion or consultation with the attorneys of the Inscription Canyon Ranch Sanitary District in order to consider its position and instruct its attorneys regarding the District'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. Section 38-431.03.(A)(4) re:

- A. Claim by Talking Rock Land, LLC
- B. Communications with insurance company re: possible involvement in settlement efforts with Talking Rocking Land, LLC.
- C. Possible actions concerning Paragraph 16(f) of the Amended and Restated Development Agreement
- D. Ethics rules for Board Members.
- E. Status of Appeal of Court Ruling of March 1, 2019
- F. Process for approving release of newsletters.
- G. ADEQ closure requirements.
- H. Communication from AG's office re: Board member status; related open meeting law issue.

During the Executive Session, the public will be asked to leave the Board meeting room until the general session is re-convened

RECONVENE INTO PUBLIC SESSION

8. OLD BUSINESS - DISCUSSION & POSSIBLE ACTION RE:

- A. Setting a date and time for future ICRSD Board Meeting(s)
- B. Claim by Talking Rock Land, LLC
- C. Communications with insurance company re: possible involvement in settlement efforts with Talking Rocking Land, LLC; appointment of Board negotiator.
- D. Possible actions concerning Paragraph 16(f) of the Amended and Restated Development Agreement
- E. Response to request for records from Al Poskanzer.
- F. Develop/approve ethics rules for Board Members.
- G. Status and possible action concerning Appeal of Court Ruling of March 1, 2019.
- H. Items removed from the Consent Agenda.

9. NEW BUSINESS - DISCUSSION & POSSIBLE ACTION RE:

- A. Approval of financial reports for March & April, 2018.
- B. Approval and adoption of Rates and Fees for 2019-20 fiscal year.
- C. Approval and adoption of District Budget for fiscal 2019-20 and setting and certifying the tax levy amount for fiscal 2019-20.
- D. Transfer of funds from District Operating Account to the Unrestricted Capital Fund in the Yavapai County Accounts for capital reserve in the amount of \$46,600.
- E. Possible waiver of attorney client privilege to allow the release of memo from District legal counsel concerning whether a resigning board member may vote for the appointment of his/her successor.
- F. Consideration and possible approval of long range planning services from Civiltec for analysis of future plant expansions alternatives.
- G. Notification to ADEQ of closure strategy and cost estimate per ARS 49-243.N and details of financial arrangements to meet the closure strategy (R18-9-A203.B.2).
- H. Possible response to AG's office relating to Board Member Poskanzer's status; related open meeting law concern.
- I. Process for approving release of newsletters.

10. ADJOURNMENT

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting District Manager Bob Busch at r.busch@icrsd.net calling 713-0548. Requests should be made as early as possible to arrange the accommodation.

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the attached notice was duly posted on the District's website: www.icrsd.net on June 2, 2019 at 5:00 pm in accordance with the statement filed by the ICR Sanitary District.

Dated this 2nd day of June, 2019.

Robert Busch

Print Name

Robert M. Busch

Signature