

INSCRIPTION CANYON RANCH SANITARY DISTRICT

P.O. Box 215 Chino Valley, AZ 86323

~SPECIAL PUBLIC SESSION MINUTES~

May 8, 2018

Revised May 24, 2018

Date: Tuesday May 8, 2018

Time: 1:31 p.m.

Place: The meeting was held in the Conference Room at 5360 W. Inscription Canyon Drive
Prescott AZ

1. CALL TO ORDER.

The Governing Board for the Inscription Canyon Ranch Sanitary District convened into public session at 1:31 p.m.

2. ROLL CALL.

Present were David Barreira, Board Chairman and Bill Dickrell, Board Member. Also present were Bill Whittington, legal counsel and Bob Busch, District Manager. Mr. Steven Davis of Copper Tree Construction was present as a member of the public.

3. CALL TO THE PUBLIC

There was nothing to report at this time.

4. Mr. Barreira moved that the board 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. Possible approval of Resolution 2018-1 providing for ratification of the Board's actions on March 30, 2018 in regard to its motion in connection with its advice from counsel regarding the District's position pertaining to District's Amended and Restated Development Agreement and Certificates of Capacity Assurance associated therewith.
- B. The Complaint filed in Yavapai Superior Court by TRL (Case number P1300CV201800380, Talking Rock Land, LLC v. Inscription Canyon Ranch Sanitary District, et al) and Order to Show Cause issued therefrom.
- C. The posting of a proposed Privacy Policy on the District's website: www.icrsd.net
- D. Possible approval of a contract work order with Granite Basin Engineering for design of

improvements to the wastewater treatment plant.

Mr. Poskanzer seconded the motion. The motion is passed unanimously without discussion.

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

CONVENE into Executive Session at 1:34 p.m.

RECONVENE from Executive Session at approximately 2:30 p.m.

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

There was a consensus of the Board to remove the Minutes of the Public Meeting and Executive Session Minutes from the Consent Agenda

Minutes of Meetings

- Minutes of Public Meeting of May 1, 2018

Mr. Poskanzer moved that the consent agenda be approved as modified. Mr. Dickrell seconded the motion. The motion passed without discussion.

6. OLD BUSINESS - DISCUSSION & POSSIBLE ACTION RE:

- A. Discussion and possible approval of a contract work order with Granite Basin Engineering for design of improvements to the wastewater treatment plant, in an amount not to exceed \$90,000.** *Mr. Barreira moved that this item be tabled. Mr. Poskanzer seconded the motion. The motion passed unanimously without discussion.*

7. NEW BUSINESS - DISCUSSION & POSSIBLE ACTION RE:

- A. Approval of Rates and Fees Definitions for 2018-19 fiscal year.** *There was a discussion about the proposed Capacity Fee. It was the consensus of the Board that the matter could be finally decided in connection with Hearing on Rates and Fees. Poskanzer moved that the Rates and Fees Definitions for 2018-19 fiscal year be published as proposed. Mr. Dickrell seconded the motion. The motion passed unanimously without discussion.*
- B. Approval to publish proposed annual budget and proposed rates and fees for 2018-19 fiscal year in advance of budget and rate hearing(s).** *Mr. Busch went through the draft budget and responded to questions from the Board. Several changes were suggested to the draft budget. Mr. Dickrell moved to approve the publishing of proposed annual budget and proposed rates and fees for 2018-19 fiscal year in advance of budget and rate hearing(s) with the proposed changes to the revenue and permit expense amounts discussed. Mr. Poskanzer seconded the motion. The motion passed unanimously without further discussion.*
- C. Approval of Resolution 2018-1; ratification of the Board's instructions to counsel regarding the District's position pertaining to District's Amended and Restated Development Agreement and Certificates of Capacity Assurance associated therewith.** *Mr. Poskanzer moved to approve Resolution 2018-1; ratification of the Board's instructions to counsel regarding the District's position pertaining to District's Amended and Restated Development Agreement and Certificates of Capacity Assurance associated therewith. Mr.*

Dickrell seconded the motion. Mr. Poskanzer voted affirmatively. Mr. Dickrell voted affirmatively, and Mr. Barreira voted affirmatively. The motion passed unanimously without further discussion.

D. Complaint filed in Yavapai Superior Court by TRL (Case number P1300CV201800380, Talking Rock Land, LLC v. Inscription Canyon Ranch Sanitary District, et al) and Order to Show Cause issued therefrom. No action required at this time.

E. Approval of Privacy Policy for the District’s website and approval to post. Mr. Poskanzer moved to table the Approval of Privacy Policy for the District’s website and approval to post. Mr. Dickrell seconded the motion. The motion passed unanimously without further discussion.

8. ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 2:55 p.m.

Date

Board Clerk

DRAFT