

**INSCRIPTION CANYON RANCH SANITARY DISTRICT**

**P.O. Box 215 Chino Valley, AZ 86323**

**PUBLIC SESSION**

**~MINUTES~**

**October 11, 2011**

**1. CALL TO ORDER.**

The Governing Board for the Inscription Canyon Ranch Sanitary District convened into public session at approximately 9:00 a.m.

**2. ROLL CALL.**

Present were Robert Hilb, Board Chairman; Brian Ray, Board Member; and Scott Robbins, Board Member. Also present were Bill Whittington, District Counsel; J.J. Coughlin, District Counsel; Jim Evans, Legal Counsel; Isabel Yribe, District Clerk. The following were also in attendance: Dick Tracey, Gene Leasure and Dayne Taylor.

**3. EXECUTIVE SESSION.**

Chairman Hilb made a motion to go into Executive Session for legal advice regarding discussion or consultation for legal advice with the attorneys of the District pursuant to A.R.S. §38-431.03(A)(3) 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 pursuant to A.R.S. §38-431.03(A)(4) re:

- A. Pending litigation with Harvard Investments.
- B. Pending litigation with Marvin L. Kaiser.
- C. A claim against the District by Alfred & Nancy Moss.
- D. A potential Memorandum of Understanding as possible settlement of the pending litigation and claim.
- E. Possible Memorandum of Understanding referencing the various pending business/service negotiations between Harvard and Inscription Canyon Ranch Sanitary District.
- F. Missing and unaccounted for records, documents and property of the District that have not been produced by the previous District Board members.

Brian Ray seconded the motion. The motion passed unanimously.

*Executive Session began at approximately 9:12 a.m.*

**4. RECONVENING FROM EXECUTIVE SESSION.**

Following the Executive Session, the Board reconvened the public Session at 12:30 p.m. Present were Robert Hilb, Board Chairman; Brian Ray, Board Member; and Scott Robbins, Board Member. Also present were Bill Whittington, District Counsel; J.J. Coughlin, District Counsel; Jim Evans, Legal Counsel; Isabel Yribe, District Clerk. The following were also in attendance: Gene Leasure, Dayne Taylor and Eileen McGowan.

**5. MOTIONS.**

Chairman Hilb made a motion that legal counsel proceed as recommended in Executive Session on items A, B, C, and F. Brian Ray seconded the motion, and the motion carried with a unanimous vote. *No action was needed on items D and E.*

**6. ADJOURNMENT.**

Thereafter, the Board Chairman adjourned the public session at approximately 12:55 p.m.

Adopted and approved this \_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Robert Hilb, Board Chairman