

## ***-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 Thursday, April 4, 2019 at 2:00 pm. at Granite Peak Unitarian Universalist Congregation, 882 Sunset Avenue, Prescott, Arizona. 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 attorneys 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**

**4. 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. Status of claim by Talking Rock, LLC.
- B. Status of Appeal of Court Ruling of March 1, 2019
- C. Possible approval of Consent to Multiparty Representation in the matter of Talking Rock Land, LLC. vs ICR Sanitary District.
- D. Insurance company response to District concerning coverage.
- E. Data Preservation Letter from S.P. Healy of Lewis Brisbois Bisgaard & Smith LLP.
- F. Implications and possible actions concerning Paragraph 16(f) of the Amended and Restated Development Agreement.
- G. Possible approval to mail to District property owners, newsletter(s) including responses to comments and emails from Talking Rock.
- H. Possible approval to release certain attorney billing information to Al Poskanzer in connection with his request for public records of March 20, 2019.

*During the Executive Session, the public will be asked to leave the Board meeting room until the general session is reconvened*

### **RECONVENE INTO PUBLIC SESSION**

#### **5. REPORTS**

Report from District Manager

- Status of Phase 1 Improvement to the treatment plant
- Capacity Assurance Forms for Talking Rock, Phase 6
- Treatment Plant daily flows for March, 2019- 52,601 gpd.

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

Minutes of Meetings

Public Meeting Minutes of March 27, 2019.

Executive Session Minutes

Executive Session Minutes of March 27, 2019.

**7. 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.
- D. Discussion and possible approval to mail to District property owners, newsletter(s) including responses to comments and emails from Talking Rock.

**8. NEW BUSINESS – DISCUSSION & POSSIBLE ACTION RE:**

- A. Possible approval of Consent to Multiparty Representation in the matter of Talking Rock Land, LLC. vs ICR Sanitary District.
- B. Status and possible action concerning Appeal of Court Ruling of March 1, 2019
- C. Data Preservation Letter from S.P. Healy of Lewis Brisbois Bisgaard & Smith LLP.
- D. Possible actions concerning Paragraph 16(f) of the Amended and Restated Development Agreement
- E. Possible approval to release certain attorney billing information to Al Poskanzer in conndion with his request for public records of March 20, 2019
- F. Possible action to establish online reporting the wastewater treatment plant sampling test results to ADEQ.

**9. 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](mailto:r.busch@icrsd.net) or 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](http://www.icrsd.net) on April 2, 2019 at 5:00 pm in accordance with the statement filed by the ICR Sanitary District.

Dated this 2nd day of April, 2019.

Robert M. Busch

Print Name

*Robert M. Busch*

Signature