

REGULAR MEETING

November 9, 2022

The Arizona City Sanitary District Board of Directors held a Regular Meeting and Public Hearing on Wednesday November 9, 2022 at 4:00 p.m. at the District's Office at 12922 S. Kashmir Road, Arizona City, Arizona.

Board Members Present: Kim Allen, Sherry Mitchell, Terry Dolven, David Ingraham

Board Members Absent:

Board Members Attending
Telephonically:

Staff Present: Steve Kerr, Hector Soto, Feliz Martinez

Guests: David Fitzgibbons; Fitzgibbons Law Offices,
Members of the Public as stated on the sign-in
sheet.

1. **Call to Order:** Chairman called the meeting to order at 4:00 p.m.
2. **Pledge of Allegiance:** All stood and said the Pledge of Allegiance.
3. **Welcome to Guests – Chairman's comments:** No comments.
4. **Consent Agenda:** All items listed below are considered routine matters and will be enacted by one motion and one vote of the Board. There will be no separate discussion of these items unless a Board Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence of the agenda:
 - A. Acceptance of plant and office operations report for the month of October 2022.
 - B. Acceptance of check register and financial statements for the month of October 2022.
 - C. Approval of minutes from the Regular Meeting on October 12, 2022.
 - D. Approval of future meeting dates of December 14, 2022, and January 11, 2023.

Motion moved by Member Mitchell, seconded by Member Dolven, vote carried unanimously.

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5. Discussion and update regarding the lease agreement with Arizona City Capital Investment, LLC and Arizona City Golf Course Preservation, LLC and the operation of the golf course.

Mr. Fitzgibbons stated that he had no update for the Board. District Manager Mr. Kerr gave a general update regarding the golf course, Member Dolven inquired when the back nine would be open, Mr. Kerr stated next week.

6. Discussion and possible action on appointing one citizen to fill the vacancy on the Board of Directors resulting from the resignation of Mike Rock for both the remainder of his current term and for the future term, which begins on January 1, 2023.

Mr. Fitzgibbons suggested to the board going to e-session to consult the board regarding this item and to conduct interviews, Member Mitchell moved to convene into Executive Session, Member Dolven seconded, vote carried unanimously. After reconvening into Regular Meeting Member Ingraham moved to appoint Matthew Parker, Member Dolven seconded, vote carried unanimously.

7. Discussion and update regarding negotiations with First Tee Villas, Inc. related to the possible trade of the 25 District owned First Tee Villas lots for the First Tee Villas parking lot.

Mr. Fitzgibbons updated the Board on the meeting they had with First Tee Villas representatives and would like to consult the Board on strategies to move forward in e-session. Member Ingraham moved to convene into Executive Session, Member Mitchell seconded, vote carried unanimously.

8. Call to Public: No comments

9. The Board may call for a motion to convene into Executive Session pursuant to A.R.S. §38-431.03(A)(3) for the purpose of obtaining legal advice from the District's attorney on any of the above agenda items.

**Into Executive Session at 4:39 PM
Back into Regular Meeting at 4:53 PM**

10. The Board may call for motion to convene into Executive Session pursuant to A.R.S. §38-431.03(A)(1) and (A)(3) to discuss and review the applications for appointment to the Board and the process to fill the current vacancy on the Board, and for discussion or consultation with the Board Attorney related thereto.

**Into Executive Session at 4:04 PM
Back into Regular Meeting at 4:30 PM**

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11. Adjourn:

Member Mitchell moved to adjourn, Member Ingraham seconded, vote carried unanimously.

Meeting adjourned at 4:54 p.m.

Date Approved: 12/14/2022

Signature: 
Clerk of the Board