

ICR SANITARY DISTRICT
PO Box 1963 Prescott, AZ 86302

Tuesday July 27, 2021

Approved August 10, 2021

Date: Tuesday July 27, 2021

Time: 1:00 p.m.

Place: Prescott Adult Center, 1280 E. Rosser St. in Prescott, AZ

- 1. CALL TO ORDER** *Mr. Summers called the meeting to order at 1:00 p.m.*
- 2. ROLL CALL** *Present were: Mr. Bob Summers, Board Chairman; Mr. Jerry DeSantis, Board Member; Mr. Jeff McLeod, Board Member; Mr. Bob Busch, District Manager; Mr. Bill Whittington; and Ms. Isabel Yribe, Clerk.*
- 3. Mr. Summers made a motion 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. § 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, or in conjunction with 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. Talking Rock Land, LLC vs ICRSD, Case No. P1300CV201800380 and Case No. P1300CV201900298** including, the latest settlement offer from Talking Rock Land, LLC., and the District's possible acceptance of the offer.

Mr. DeSantis seconded the motion. The motion passed unanimously without discussion.

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

CONVENE INTO EXECUTIVE SESSION: 1:02 p.m.

RECONVENE INTO PUBLIC SESSION: 1:31 p.m.

1. CALL TO ORDER

Mr. Summers called the meeting to order at 1:31 p.m.

2. ROLL CALL

Present were Mr. Summers, Board Chairman; Mr. Jeff McLeod, Board Member; Mr. Jerry DeSantis, Board Member; Mr. Bob Busch, District Manager; Mr. Bill Whittington, Legal Counsel; Mr. E.J. Kotalik, Legal Counsel; and Ms. Isabel Yribe, Clerk.

3. OLD BUSINESS

A. Talking Rock Land, LLC vs ICRSD, Case No. P1300CV201800380 and Case No. P1300CV201900298 including, the latest settlement offer from Talking Rock Land, LLC., and the District's possible acceptance of the offer.

Mr. Summers made a motion to proceed as instructed in the executive session and to authorize the Board Chairman to approve the final language of any proposed settlement agreement and mutual release agreement in consultation with legal counsel, consistent with the instructions given to legal counsel, in the executive session. Mr. DeSantis seconded the motion. The motion passed unanimously.

4. ADJOURNMENT

Therefore, the meeting was adjourned at approximately 1:50 p.m.

Board Clerk

Date