

**Work Study in Executive Session  
of the Board of Directors  
Live-Stream Meeting**

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**Monday October 05, 2020 – 5:15 pm**

**Acronyms:**

ADEQ ..... Arizona Department of Environmental Quality  
A.R.S. .... Arizona Revised Statutes  
CAG ..... Central Arizona Governments  
DMA ..... Designated Management Area  
EA ..... Environmental Assessment  
EDUs ..... Equivalent Dwelling Units  
EPC ..... Environmental Planning Committee  
FAQs ..... A list of questions and answers  
FY ..... Fiscal Year  
IBEW ..... International Brotherhood of Electrical Workers  
IDA ..... Gila County Industrial Development Authority  
IGA ..... Intergovernmental Agreement  
IRS ..... Internal Revenue Service  
MHI ..... Median Household Income  
PACE ..... PACE Advanced Water Engineering  
PER ..... Preliminary Engineering Report  
RCAC ..... Rural Community Assistance Corporation  
TRSD ..... Tri-City Regional Sanitary District  
USDA-RD ..... U.S. Department of Agriculture-Rural Development  
USPS ..... United States Postal Service  
Wescas ..... Western Coalition of Arid States  
WIFA ..... Water Infrastructure Finance Authority of Arizona  
WRF ..... Wastewater Reclamation Facility

**Work Study in Executive Session Participants:**

TRSD Board Members  
Bill Clemmens, General Counsel  
Fred Rosenfeld, TRSD Bond Counsel  
Roxie Hadley, Legal Assistant | TRSD Staff

◆ ◆ ◆ NOTICE ◆ ◆ ◆

Due to the Coronavirus Pandemic and in support of the distancing guidelines, the TRSD Work Study Executive Session set for Monday October 05, 2020 is also available via Live-Stream "Zoom" meeting.

**Open Meeting Law Reminders (may not apply to executive session meeting):**

- Board members will only speak on agenda items during the meeting. No discussion will take place before or after any meetings on any agenda items or possible agenda items between board members or between board members and the public.
- A third party can tape any public meeting without letting the Board of Directors or the public know. The Board and the public must be mindful of the Open Meeting Law at all times.
- Those wishing to address TRSD need to request permission in advance and must fill out a REQUEST TO ADDRESS BOARD FORM by 3pm the day of the TRSD Board Meeting at the Gila County Office Complex which is the location of the TRSD office. Support staff and consultants are exempt from this requirement. The TRSD Board will discuss or take action on any item raised in the call to the public in the next regularly scheduled meeting of TRSD.

**Executive Sessions:**

- [The TRSD Board may vote to hold an executive session for the purpose of obtaining legal advice from the TRSD Legal Counsel on any matter listed on the agenda pursuant to ARS § 38-431.03(A)(3)].

**AGENDA**

Call to Order

Roll Call

**Item #:**

- 01 Information, Discussion: Review recommendations of members of the TRSD Board for person(s) having the necessary qualifications to replace John Chism as member of the TRSD Board of Directors for the balance of his term of office. [Ernie Miranda, Mary Anne Moreno]

- 02 Information, Discussion: Status on Bridge Loan (financing for the engineering and certain incidental expenses for the TRSD Phase I Project). Discussion of TRSD Board on the move for Leo Valdez to a new financial consulting firm. At the last meeting it was reported no action has transpired since the last meeting except Leo Valdez has changed companies. Review suggestion by Fred Rosenfeld as to another contact concerning funding efforts for the Bridge Loan. [Bill Clemmens, Fred Rosenfeld]
  
- 03 Information, Discussion: Site selection for the TRSD wastewater reclamation facility. [Bill Clemmens]
  
- 04 Information, Discussion: Update on request by owners of properties within Miami Gardens concerning withdrawal from the boundaries of TRSD. Report by TRSD Board Members on contacts with owners of parcels adjacent to Miami Gardens concerning whether or not the owners wish to be part of any action to remove the property of the owners from the TRSD boundary. This agenda item will also include a discussion of the TRSD position concerning wastewater treatment for parcels having adequate wastewater treatment systems in place at the time the TRSD wastewater collection and treatment is available to the parcels. [Mary Anne Moreno, Ernie Miranda, Bill Clemmens]
  
- 05 Information, Discussion: Report on communication with Jeff Hays of USDA-RD response re the independent study prepared by Kimley-Horn under contract with Gila County concerning wastewater treatment in Gila County in the areas of Miami, Globe and TRSD. [Bill Clemmens, Ernie Miranda]
  
- 06 Information, Discussion: Update and discussion by General Counsel on the status on replacement of the proposed PACE Amendment No. 6 and new proposed PACE Amendment No. 4 to the existing EJCDC Agreement dated July 01, 2012 and steps required to move forward with Phase I of the Project, General Counsel is recommending that the first step required to move forward to achieve a solution to the issues concerning the contract for engineering services with PACE, is the adoption of proposed Resolution No. 20-002. The Resolution will be reviewed by the TRSD Board and opportunity will be given for each TRSD Board Member to comment based upon their individual review of the Resolution. At the completion of the review, discussion will be held concerning the addition of Resolution No. 20-002 to the Agenda for action at the regular meeting of the TRSD Board of Directors set for October 19, 2020. As a second step, General Counsel is recommending that a proposed EJCDC contract for Preliminary Engineering Services be reviewed at the TRSD Regular Board Meeting set for 10-19-2020. As a third step, General Counsel is recommending that prior to preparing an RFQ for Final Design Services that the TRSD Board approve the Preliminary Design for Phase I of the Project. Once the TRSD Board has approved the Preliminary Design, TRSD will move forward with an RFQ for Final Engineering Design Services. The meeting will include a discussion of the EJCDC procedures for projects pending before USDA-RD. [TRSD Board Members, Bill Clemmens]

- 07 Information, Discussion: Discussion and response to question raised at the TRSD Board Meeting of September 21, 2020 by TRSD Board Member Bob Jacques concerning the amounts paid to PACE for engineering services under existing contracts. The discussion will include payments to PACE for services claimed to be accomplished for Phase II of the Project. [Bob Jacques, Ernie Miranda, Bill Clemmens]
- 08 Information, Discussion: Basic Board Training, and possible use of Deborah Patton under contract for the service. The training usually consists of one session starting at approximately 9am and ending at 4pm and usually includes a lunch break. This service has been used for training of TRSD Board Members in the past. Possible dates for basic Board Training include Wednesday November 4, 2020 through Saturday November 7, 2020; and (Thursday through Saturday) November 12, 13, 14, 2020 [Ernie Miranda, Bill Clemmens]
- 09 Information, Discussion: Discussion and response to question raised at the TRSD Board Meeting of September 21, 2020 during call to the public concerning the requirement of an audit to be performed. [Ernie Miranda, Bill Clemmens]
- 10 Information, Discussion: Update list of addresses for email notices of meetings and agendas. [Ernie Miranda, Mary Anne Moreno, Roxie Hadley]
- 11 Date, time and location for next meeting.
- TRSD Regular Board Meeting  
Monday October 19, 2020 at 5:15pm  
Local IBEW and available Live-Stream "Zoom" Meeting
- 12 Adjournment.

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**Notice:** Pursuant to A.R.S. Section 38-431.03 Paragraphs (A)(1), (A)(3), (A)(4), (A)(7), the Board of Directors reserves the right to move into executive session as provided for by the Arizona Revised Statutes for any or all of the agenda items noticed herein.

Persons with disabilities requiring special accommodation to participate in this meeting should contact Mary Anne Moreno, as soon as reasonably possible, by phone at 928-200-4140 or by e-mail at [mamoreno@cableone.net](mailto:mamoreno@cableone.net)

**CERTIFICATE OF POSTING:** I certify that the Agenda for the TRSD Work Study in Executive Session of Monday October 05, 2020 was posted on Friday October 02, 2020 at the USPS (Claypool) at 2:39pm.

Roxie Hadley

Roxie Hadley, Legal Assistant | TRSD Staff