

**TRI-CITY REGIONAL SANITARY DISTRICT
MEETING MINUTES
October 25, 2018**

President Zache called the meeting to order at 5:15 p.m.

PRESENT: M.Buzan, J.Chism, M.A.Moreno, R.Zache, Legal Counsel, W. Clemmens, Legal Assistant, R. Hadley, M.Krebs, P.E., PACE, F.Rosenfeld, Bond Counsel, L.Valdez, Finance Advisor and R.Lanford, USDA-RD

Public –Joanne Zache, J.Cornell, H.Farester, A..Gameros, J.Garrett, B.Marshall, D.Abbott, F.Barcon, T.Baack, J.Twomey, T.Werner, D.Cammack, C.Corkish, L.Northrup, E.Burns, R.Burns, W.Hulsey, W.Ecker, J.Medlin, M. Nye, D.Savage, A.Morales, D.Dalley, T.Links, Supervisor Humphrey's Assistant.

- Item # 1 **Minutes of September 4, 2018** – Approved by motion of J.Chism, seconded by M.Buzan.
- Item # 2 **Treasurer's report – Balance** in the District Account as of September 30 - \$237,023.82.
Report accepted by motion of M.A.Moreno, seconded by M.Buzan.
- Item # 3 **Report and Legal Advice** concerning petitions submitted to Wm. Clemmens from property owners In the Vertical Heights Subdivision requesting that TRSD exempt their properties from taxation – Per Atty Clemmens, the Statutes do not permit exemption from taxation, but it can permit withdrawal from the District. Attorney Clemmens, with the approval of the Board is willing to assist these residents in doing that. M.Buzan moved to authorized Attorney Clemmens to assist the Vertical Heights homeowner to withdraw from the District, seconded by J.Chism and carried.
- Item # 4 Report on Meetings of October 9, and 12, 2018 at office of Attorney Rosenfeld re issues concerning the** Draft Resolution of Intention and discussion of boundary descriptions of the three phases of the TRSD Wastewater collection and treatment project – In summary - prepared the initial draft of the Resolution of Intention for review by Board members and District staff.
- Item # 5 **Report on meeting held on October 10, 2018 at the City of Globe** re areas within the TRSD Boundary which include portions within the City Limits of Globe and issues the DMAs for the TRSD and the City – Attorney Clemmens, B.Zache, M.Krebs and R.Hadley met with the Mayor and City Manager regarding these issues. This problem has arisen because the District boundaries were set before the City annexed areas along US 60. The District and City will work together to rectify this situation.
- Item # 6 **Report on meeting of October 15, 2018 at the office of F.Rosenfeld** with L.Valdez by phone regarding Financing (interim loan, bridge loan and USDA-RD) of the TRSD project including conference calls with CoBank and R. Lanford of USDA-RD – Staff met to iron out issues with respect various loan financing issues as loan funds must be used before grant funding is released.
- Item # 7. **Report on meeting of October 15, 2018 at the office of F.Rosenfeld** for further review of the Resolution of Intention – have a finished the Resolution of Intention and Mr. Rosenfeld explained the process involved and the timelines required for both publication, posting and protesting.
- Item # 8 **Report on October 16, 2018 meeting with Gila County Supervisor Humphrey and County Manager** Menlove requesting Gila County support for the TRSD Project to solve a major problem for the residents and property owners of Gila County – Had a good meeting and the County has agreed to assist as best they can.
- Item # 9 Report of meetings of October 18, 19, 2018 at the office of Deborah Patton of RCAC, including conference calls on October 20, 2018 to prepare final draft of postcard mailouts regarding the Community Outreach meeting of October 29 and 30 – Those meetings are scheduled next week, 9/29, And 9/30
- Item # 10 **Report of meeting of October 22, 2018 with BHP Representative Musselwhite and staff regarding** open issues re the layout and location of the TRSD Wastewater Treatment Plant including concerns about noise, odor and aesthetics of the plant itself – The District will do whatever is necessary to address those issues.
- Item # 11 Report on meeting of October 23, 2018 with Neal Jensen, CEO, and Preston Pollock (HR) of CVRMC

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concerning the location and impact of the TRSD Wastewater Treatment Plant including noise, odor and aesthetics of the plant itself – Representative(s) of CVRMC want to visit a plant in operation when members of the District Board make that visit.

- Item # 12 Discussion of the issue where TRSD will receive protests and objections to the Resolution of Intention. Action to name a CLERK as well as determine an office location where protests may be hand delivered – President Zache read the entire proposed Resolution 18-003. M.A.Moreno moved the TRSD Board adopt Resolution 18-003 appointing Roxie Hadley as Clerk of the TRSD Board of Directors and designating the Law Office of William Clemmens, Attorney at 136 N. Miami Ave. Miami, AZ or P O Box 2198, Claypool, AZ 85532 as the location where protests may be delivered, seconded by M.Buzan and carried. P O Box 2198, Claypool
- Item # 13 **Report by M.Krebs, PACE, regarding the engineers estimate of the project cost to the TRSD Board. Review of the proposed Resolution of Intention (Resolution 18-004) to construct a Wastewater treatment plant, force mains, lift stations and sewer collection systems for the Tri-City Regional Sanitary District and all facilities and equipment related thereto; discuss the details of the Resolution of Intention with the TRSD engineer, financial advisor and attorneys.** Action may be taken to direct revisions to the Resolution of Intention or set a new date for discussion and action on such Resolution – M.A.Moreno moved to adopt the Resolution of intention (Resolution 18-004), seconded by J. Chism and carried.
- Item #14 Approval of the RCAC Environmental Department Community Work Plan with Deborah Patton of RCAC. Discussion of the work plan presented to the Board in August and subsequent scheduling set by RCAC for October 29 and 30, 2018 – M.A.Moreno moved that the Board approve the work plan, seconded by J.Chism and carried
- Item # 15 Questions and Responses submitted to the District Board regarding the project – Dialog, questions, and comments by members of the public attached.
- Item # 16 Response to Media Reports. Improvements to public relations outreach – TRSD website has been operative and one local radio station has been very good about publicizing District meetings.
- Item # 17 Discussion of schedule for the preparation of the PER for Phase II of the TRSD wastewater collection and treatment project. Direction to staff – Review and possible approval of a Contract Amendment to the PACE Contract with TRSD – Table for the next meeting
- Item \$ 18 **Payment of Bills:**
Attorney Clemmens submitted a bill in the amount of \$4,491.81 for services rendered and expenses incurred (receipts attached) for the month of September. Approved for payment by motion of M.A. Moreno, seconded by J.Chism.
T.Thayer submitted a bill in the amount of \$50.00 for Website services for September, 2018. Approved for payment by motion of M.A.Moreno, seconded by M.Buzan.
Graffiti Printing and Graphics submitted an invoice for printing and mailing postcards in the amount of \$1,040.55. Approved for payment by motion of M.A.Moreno, seconded by J.Chism.
- Item # 19 Update list of addressees for e-mail notices of meetings and agendas: Anyone not previously listed who share their e-mail address on the sign-in sheet.
- Item # 20 **Next Meetings – Public Outreach at 5:15 pm, Monday, October 29, 2018
11:00 am, Tuesday, October 30, 2018
5:15 pm, Tuesday, October 30, 2018**
- Next Regular Board Meeting – Tuesday, November 13, 2018, 5:15 p.m. at the IBEW Hall.**
- Item # 21 Call to the Public – F.Barcon, “need publicity, nothing has been done to inform the community; Still not convinced that the lift station is properly sited and structured;

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- down. in the flood zone will be approved by ADEQ; can't build a plant for \$2,5 million, Bob Zache should step
Paul Jepson spoke in support of the project.
- Item # 22 Regular Meeting adjourned by motion of M.A.Moreno, seconded by M.Buzan and carried at 7:34 p.m.

Tracy Baack – Vertical Heights residents want to be exempted from being taxed by the District and want refunds for taxes paid.

Bill Bennet – Miami Gardens should be able to get out of the District since it is served by Miami

John Cornell – Commercial vs Residential – use of the property determined by engineer.
How can Bob Zache serve on the board if he isn't within the DMA?

Mayor Al Gameros – City of Globe is working with the District to determine the boundaries.

F. Barcon re ownership of the property being proposed for the treatment plant. USDA requires ownership. Who is able to vote. Who can protest? Residence vs property ownership.

R. Lanford of USDA – USDA is comfortable with the 40 yr. lease

Harley Farester – Questioned the life cycle of the facility. M.Krebs responded “50 yrs”. Is Hooking up to the System Mandatory? What about people who have recently installed systems that meet code? Hook-ups - How do we know how many cesspools actually exist,? What is the time frame?

Jack Stanneart – question regarding how those eliminating themselves (Vertical Heights) affect the total numbers of people being served.

Bill Newman – I'm in Phase I How does this project affect me

William Ecker – what defines an area? How do I get out? How was the assessment determined? Define frontage.

Peter Beasley – I own a business – am I the same as a resident? No for colonia grant funding for lines

from the business. USDA commitment for Phase II or III – any guarantees?

Have there been any formal negotiations with either Miami or Globe

Not opposed to the project itself, just wants more solid information.

Laura Northrup – Own a Small RV Park, in Phase III – How are multiple lots handled?

Gene Miller – Phase I \$29 million , How to protest – F.Rosenfeld responded by elaborating on the process.,

Anon – what if a property owner resides at their business? USDA-RD will get back to on that.

David Abbott –who can run for the Board?

Tom Werner –

Christine Corkish – Country Club didn't know anything about this. How is the community being informed? District needs to do a better job.

Dalton Farester – does this commit financing? Only if the District Assessment Process is approved.

Bill Newman – where will it be located. (referencing the treatment plant) on BHP Property at the base of the Solitude Tailings, south of the hospital

Paul Jepson – discussions have been held with the City and the District. The project is good for the entire area.

Jake Garrett – responded to the question regarding cesspools and substandard septic systems and the methodology used to arrive at the number cited in the PER.