

**TRI-CITY REGIONAL SANITARY DISTRICT**  
**Regular Board Meeting Minutes**  
**September 26, 2023**

- Item # 1      President R. Jacques called the meeting to order at 5:19 pm
- Item # 2      C. Asrarynezami led the Pledge of Allegiance
- Item # 3      **Roll Call:** R. Jacques; C. Asrarynezami; C. Farr (Z); M.A. Moreno; M. Harper, District Counsel; T. Stratton, Bond Counsel  
Absent – M. Buzan  
Also: M. Krebs, PACE; D. Patton, Consultant (Z); A. Vix, AVIXOne Acct. Consultant (Z)  
Public: J. Menlove, Gila Co. Manager (Z); D. Sowder, AZ Silverbelt; H. Farrester; D. Farester; J.L. Stanneart; M. Warbington; T. Werner
- Item # 4      Approval of Executive Session Minutes of 8/03/2023, Regular Session Minutes of 8/28/2023 and Special Session Minutes of 9/13/2023. M.A. Moreno moved to approve the referenced minutes, seconded by R. Jacques 4-0  
Minutes of Special Session 8/24/2023 were tabled.
- Item # 5      **Financial Report** – Gila Co. reports \$465,570.41 in the District Account as of August 31, 2023
- Item # 6      Payment of Bills

Name	Reason	Amount
Robert Jacques	Travel/Meetings	\$114.04
AVIX Accounting, LLC	Recurring Accounting Fees (end of contract)	\$1,359.00
AVIX Accounting, LLC	Recurring Accounting Fees (begin of new contract)	\$449.32
Harper Law Offices, PC	General Legal	\$4,331.19
Harper Law Offices, PC	Project Legal	\$6,976.83
Harper Law Offices, PC	Rights of Way/Easements Legal	\$2,490.03
Harper Law Offices, PC	Phases II/III Project Legal	\$144.20
The Stratton Law Firm	Phase I Legal	\$1,445.00
Typical Solutions	Outside Contract Services	\$1,575.00
Deborah Patton	Outside Contract Services – Consulting	\$121.50
IBEW Building Corp.	Room Rental	\$225.00

A Request for Payment was received from Gila County Planning and Zoning after the submission of the Final Roster, Payment of Bills, received from A. Vix, AVIXOne, TRSD's Accountant Consultant. The payment is required for the completion of the Zoning Change for the WRF Site. This RFP was approved as described below. The Board Secretary will provide a check to be delivered to P&Z by the R. Jacques before October 4th 2023.

Approved for payment and to file them for audit by motion of M.A. Moreno, seconded by C. Farr, 4-0

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- Item # 7            Response to Call to the Public questions raised at the 08/28/23 Board Meeting:
- How many cesspools are there in the District?  
1,400 according to Gila County.
- What happens to the effluent generated by the TRSD Water Reclamation Facility?  
M. Harper explained the agreement with BHP regarding use/payment for the effluent once the District begins to produce it.
- Item # 8            **Update on the TRSD WRF Equipment Procurement Process:**  
M. Krebs, PACE, stated the contract is being finalized. Once that is done, it will be submitted to USDA-RD. The agreement is for Shop Drawings which will be submitted to PACE for approval.
- Item # 9            **Consider an Amendment to the May 21, 2021, Agreement between TRSD and PACE:**  
The referenced agreement covered PACE’s services as outlined in the Preliminary Engineering Report submitted to USDA-RD dated April, 2018. R. Jacques explained the original submission included the location of the WRF at the base of the Solitude Tailings. When that was removed from consideration by BHP the District began seeking alternatives. It met with FMI and considered a site proposed by them. Unfortunately, that site was discovered to have Cultural Issues that removed it from Consideration. Other potential sites at FMI were examined with FMI staff but were not available because of current or potential FMI needs. Additional sites were explored with BHP as well as Gila County. Ultimately the alternative BHP site was selected, and the property deeded. Exhibit K, Amendment No. 1, will modify the Agreement by adding \$408,066.00 to the original Agreement which will cover the additional engineering. M.A. Moreno moved to authorize TRSD President to sign the Amendment, subject to concurrence by USDA-RD, seconded by C.Farr, 4-0.
- Item # 10           **Audit Services** – Consultant and Accountant A. Vix reviewed the requirements the District was required to adhere to in soliciting proposals of specified dollar amounts. Three audit firms were contacted. One chose not to bid, HeinfeldMeech and CDWL responded. Following review and based of their familiarity with the District, and their prior audit for the District, A. Vix recommends contracting with HeinfeldMeech for the current audit (FY2023) with options to renew for four one-year renewal periods. M.A. Moreno moved to authorized R. Jacques to sign the agreement with HeinfeldMeech, seconded by C. Farr, 4-0.
- Item # 11           **Status of Associated Phase I Project Related Activities:** M. Krebs reported that Phase I is 90% complete. The Lift Station and Force Main Route are being addressed and President Jacques noted there would be a public hearing at 10 a.m. on October 10<sup>th</sup> on AZ 188 at the north end of the WRF site to answer questions on the rezoning of the site.
- Item #12           **Review and Potential Approval** of an Intergovernmental Agreement with the City of Globe regarding provision of services for properties currently being served by the City

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which are in the TRSD DMA. President Jacques noted that the Globe City Council must also approve the Agreement. M.A. Moreno moved to authorize President Jacques to sign the Agreement, seconded by C. Asrarynezami and carried, 4-0.

- Item # 13      **Resolution 2023-005:** Designating Rights of Way for the benefit of the District pursuant to A.R.S. § 48-2012. R. Jacques objects to the phrase “wastewater disposal” and wished his objection entered into the record. R. Jacques understands that the term "wastewater disposal" is used in the A.R.S. statute cited in this Item. He wants it understood, however, that the TRSD Wastewater Collection and Treatment System will not dispose of wastewater. Rather, the System will manage the effluent generated by treatment for the betterment of the environment and the benefits of the residents of the District. With this understanding, R. Jacques stated he would not vote against the subject Resolution. M.A. Moreno moved to approve TRSD Resolution 2023-005, seconded by C. Asrarynezami, 4-0.
- Item # 14      **Call to the Public –**  
Does the location of the WRF fall within the TRSD DMA?  
Where is the TRSD ‘Field Office’?
- Item # 15      Executive Session: None required
- Item # 16      Items from Executive Session: n/a
- Item # 17      Announcements: M.A. Moreno noted that the Gila County Historical Society was mounting Old Dominion Days from Thursday, September 28 to September 30.
- Item # 18      Schedule Any Topic or Issue - The next meeting will take place on Monday, October 16, 2023, at 5:15 p.m. at the IBEW Hall.
- Item # 19      Adjournment: M.A. Moreno moved to adjourn the meeting at 6:25 p.m., seconded by C. Farr, 4-0.