

MARICOPA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS MINUTE BOOK

**SPECIAL SESSION
September 7, 2004**

The Board of Directors of the Flood Control District of Maricopa County, Arizona, convened in Special Session at 10:30 a.m., September 7, 2004, in the Sullivan Conference Room, 301 W. Jefferson, Phoenix, Arizona, with the following members present: Andy Kunasek, Chairman, District 3; Fulton Brock, District 1; Don Stapley, District 2, Max W. Wilson, District 4, and Mary Rose Wilcox, District 5 (entered late). Also present, Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; David Smith, County Administrative Officer and Paul Golab, Deputy County Attorney. Votes of the Members will be recorded as follows: (aye-no-absent-abstain)

EXECUTIVE SESSION CALLED

Motion was made by Director Brock, seconded by Director Stapley, and unanimously carried (4-0-1) to recess into executive session, in the Tom Sullivan Conference Room, 301 West Jefferson, for the purpose of reviewing matters listed below pursuant to the listed statutory references. All members remained in session when the meeting reconvened.

PENDING OR CONTEMPLATED LITIGATION; -- A.R.S. §38-431.03(A)(4)

Flood Control District of Maricopa County v. Sommers

Kevin S. Costello, Deputy County Attorney, Division of County Counsel
Mark Mayer, Principle Code Enforcement Officer

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION -- ARS §38-431.03(A)(3) AND (A)(4)

A-Tumbling-T Ranches v. Paloma Limited Partnership CV 1995-000253

John Paulsen, Deputy County Attorney, Division of County Counsel
John D. Helm, Special Counsel
Roberta Livesay, Special Counsel
Julie Lemmon, General Counsel FCDMC
Timothy Phillips, Acting Chief Engineer FCDMC
Michael S. Ellegood, Public Works Director

MEETING ADJOURNED

After considering the above items, and there being no further business to come before the Board, the meeting was adjourned.

Andrew Kunasek, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board