

**MARICOPA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS MINUTE BOOK**

**INFORMAL SESSION  
November 13, 2006**

The Board of Directors of the Flood Control District of Maricopa County, Arizona, convened in Informal Session at 10:00 a.m., November 13, 2006, in the Sullivan Conference Room, 301 W. Jefferson, Phoenix, Arizona, with the following members present: Don Stapley, Chairman, District 2; Fulton Brock, Vice Chairman, District 1, Andrew Kunasek, District 3, Max W. Wilson, District 4 and Mary Rose Wilcox, District 5. Also present: Lori Pacini, Deputy Clerk of the Board; Shirley Million, Minutes Coordinator; David Smith, County Manager; and Vicki Mangiopane, Deputy County Attorney. Votes of the Members will be recorded as follows: aye-nay-absent-abstain.

**EXECUTIVE SESSION**

Motion was made by Supervisor Brock, seconded by Supervisor Kunasek, and unanimously carried (5-0) to recess and reconvene in Executive Session in the Tom Sullivan Conference Room to consider items listed on the District's Executive Agenda dated August 14, 2006, pursuant to listed statutory authority, as follows.

**LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION; SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION – ARS §38-431.03(A)(3) AND (A)(4)**

**FCD-1. Performance of Construction Contract – White Tanks Dam #3**

Timothy Phillips, Chief Engineer and General Manager, FCD  
Joy Rich, Assistant County Manager  
Tom Renckly, Dam Safety Division, **did not attend**  
Julie Lemmon, General Counsel  
Stephen Anthony, Outside Counsel  
Jean Rice, Deputy County Attorney, **did not attend**  
Anne Longo, Assistant Chief Counsel, Civil Division

**MEETING ADJOURNED**

At the conclusion of discussion on the matter listed above and there being no further business to come before the Board, the meeting was adjourned.

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Don Stapley, Chairman of the Board

ATTEST:

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Lori Pacini, Deputy Clerk of the Board