NOTICE OF PUBLIC MEETING
OF THE
FOUNTAIN HILLS SANITARY DISTRICT

16941 E. Pepperwood Circle
Fountain Hills, AZ 85268

NOTICE IS HEREBY GIVEN, pursuant to A. R. S. Section 38-431.02A, that the Board of Directors of the Fountain Hills Sanitary District will hold a meeting, which is open to the general public, on **Tuesday, February 17, 2009** at **6:00 p.m.** in the District's Board Room located at 16941 E. Pepperwood Circle, Fountain Hills, Arizona, to consider the following:

AGENDA

RULES FOR ADDRESSING THE SANITARY DISTRICT BOARD

It is the Board's desire to hear public comments on agenda items. As it is important to maintain order during the meeting, please adhere to the following rules of order if you wish to speak:

1. All citizens wishing to speak must first be recognized by the Chairperson.
2. The Chairperson will not call for public comments on an item until after a motion has been made and seconded and the board has had adequate opportunity to discuss the item.
3. Please stand and clearly state your name and address after being called on to speak.
4. All comments must be directed to the Chairperson.
5. **TIME LIMIT – THREE MINUTES PER PERSON PER ITEM.** (If a person needs more than three minutes, prior arrangements must be made with the District Secretary).
6. Statements should not be repetitive.

1. Call to order and roll call.

2. Approval of Minutes: **Regular Meeting:** 01/20/09

3. Call to Public.

4. District Manager's report; items to be discussed include plant and recharge statistics for January, permit compliance, progress on ASR Well No. 5, status of former State Trust Land, Pump Station No. 4 Modifications, Flow Equalization Basin Expansion/Interim Digester Mods project and addition of fifth microfiltration rack, Saguaro Woods property, Town Square Project, Economic Stimulus Package, and general direction from Board.

5. Controller's report; items to be discussed include status of income and expenditures, billing, report on collection efforts to date, schedule for budget and fee schedule events, and general direction from Board.

6. Consideration to authorize District Manager to purchase new ½ ton pickup to replace aging S-1. (RH)

7. Discussion and possible direction to staff re: acquisition of Saguaro Woods property adjacent to WWTP.

Motion to adjourn regular session and go into executive session:

a. Pursuant to A.R.S. § 38-431.03(A)(3) & (7), for the purpose of discussion or consultation with the District's legal counsel regarding the purchase of a parcel of land from Saguaro Woods.

Motion to reconvene regular session.

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8. Discussion and possible direction to staff regarding annexation of former state trust land.

Motion to adjourn regular session and go into executive session:

a. Pursuant to A.R.S. Section 38-431.03 (A)(3)&(4), for the purpose of discussion or consultation with the District's legal counsel for legal advice regarding the annexation process and/or to consider the District's position and instruct its counsel regarding a pre-annexation (or similar) agreement involving the former state trust land.

Motion to reconvene regular session.

The Board may, pursuant to A.R.S. Section 38-431.03 (A)(3) & (4), call for a motion and upon majority vote to convene into one or more executive sessions for the purpose of discussion or consultation with the District's legal counsel for legal advice and/or to consider its position and instruct its counsel regarding the District's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation on any of the above agenda items .

9. The chairman, the individual members of the board and the district manager will each be permitted to provide a brief summary of current events. The Board will not propose, discuss, deliberate or take legal action at the meeting on any matter addressed in the summaries, unless the specific item is otherwise properly noticed.

10. Adjournment.

The Fountain Hills Sanitary District does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation by contacting the District secretary, phone number (480) 837-9444. Requests should be made by noon of the day of the scheduled meeting to allow time to arrange the accommodation.

Copies to:	*Directors:*	T. Reski, G. Panaro, M. Howard, B Hansen, B. Thomson
	Staff:	R. Huber, T. Sawyer
	Legal Counsel:	B. Sullivan
	Press:	M. Scharnow

Dated this 13th day of February, 2009.

Prepared by: Penny Cook

Penny Cook, Asst. Secretary