

MEETING MINUTES OF SPECIAL PUBLIC MEETING OF THE MOHAVE VALLEY IRRIGATION & DRAINAGE DISTRICT

Held November 18, 2019
Public Meeting 10:00AM
Mohave Valley Irrigation & Drainage District
1460 E. Commercial Street, Mohave Valley, AZ 86440

Approved:
12-10-2019

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Mohave Valley Irrigation and Drainage District and to the general public that the Mohave Valley Irrigation and Drainage District will hold a special meeting open to the public on Monday, November 18, 2019 at 10:00am at 1460 E. Commercial Street, Mohave Valley, AZ 86440. As indicated in the agenda, pursuant to A.R.S. § 38-431.03(A), the Mohave Valley Irrigation & Drainage District may vote to go into executive session, which will not be open to the public, to obtain legal advice from the District's legal counsel on any matter listed on the agenda. *[The discussions and minutes of the executive session shall be kept confidential. The executive session of the Board is not open to the public.]*

CALL TO ORDER. Chairman, Charles B. Sherrill, Jr., (Chip) called the meeting to order at 10:09am.

1. ROLL CALL.

Present: Charles B. Sherrill, Jr., Chairman/Director Division III
Kerri Hatz, General Manager

Phone: Vince Vasquez, Director Division II
Perry Muscelli, Treasurer/Director At Large
John Kai, Jr., Director Division I

Absent: Clay Vanderslice, Director At Large
Michael J. Pearce, District Counsel

2. REGULAR AGENDA.

A. Canvassing of Election Results for the November 12, 2019 Election.
Discussion and possible action to approve the election results from the November 12, 2019 Election of Division II Director and Director at Large. Chairman Charles B. Sherrill, Jr., canvassed the returns of the November 12, 2019 Election results and read Resolution 2019-04 Canvassing Returns and Declaring Results of November 12, 2019 Election. (See exhibit A). John Kai, Jr. made a motion to approve the canvassing, Perry Muscelli seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vasquez – Y; Sherrill – Y. Vince Vasquez was re-elected Director of Division II and Perry Muscelli was re-elected as Director At Large.

****Note:** Some Board Members may appear telephonically. ******

3. ADJOURNMENT. Perry Muscelli made a motion to adjourn, Vince Vasquez seconded the motion. All in favor meeting adjourned at 10:19am.

****Note:** No members of the public were present.

Agendas are available on our website www.mvidd.net, as well as posted outside the District office bulletin board outside the office door located at 1460 E. Commercial Street, Mohave Valley, AZ 86440. To subscribe to agenda notifications please visit our website.

Pursuant to the Americans with Disabilities Act (ADA), Mohave Valley Irrigation & Drainage District endeavors to ensure the accessibility of all its programs, facilities, and services to all persons with disabilities. For an accommodation please contact the District office at 928-768-3325. Requests should be made 48 hours prior to the meeting to arrange the accommodation.

Voting Key: Y = Yes; N = No; A = Abstained

RESOLUTION NO. 2019-04

A RESOLUTION CANVASSING RETURNS AND DECLARING
RESULT OF REGULAR DISTRICT ELECTION HELD
TUESDAY, NOVEMBER 12, 2019
MOHAVE VALLEY IRRIGATION AND DRAINAGE DISTRICT

RESOLVED, by the Board of Directors of MOHAVE VALLEY IRRIGATION AND DRAINAGE DISTRICT, Mohave County, Arizona, that

WHEREAS, this Board, by its Resolution No. 2019-03 adopted July 02, 2019, entitled "A Resolution Calling Regular District Election," duly called and ordered held in the District an election on the 12th day of November, 2019 for the purpose of electing one (1) member to the Board of Directors of said District to represent Division II and one (1) member of said District to represent Director At Large;

WHEREAS, said election was held and conducted on said day, as required by law and said resolution;

WHEREAS, it appears that notice of said election was given, that the election precinct was properly established therefore and the polling place therein, that the election officers were appointed and election supplies furnished, and that in all respects said election was held and conducted and the votes cast thereat received and canvassed, and the returns thereof made and declared in the time, form and manner as required by law and the resolution calling the election;

WHEREAS, this Board has met at the office of the District on November 18, 2019, the first Monday after the election to canvass the returns of said election and declare the results thereof; and

WHEREAS, all of the returns having been received, said canvass has been completed, and the results thereof are as hereinafter set forth;

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED AND ORDERED as follows:

1. That the said regular District election was held and conducted in the Mohave Valley Irrigation and Drainage District, Mohave County, Arizona, on Tuesday, November 12, 2019, in the time, form and manner required by law and the resolution calling same.

2. One election precinct was established for Division II in the District for the purpose of holding said election, which precinct encompasses all of Division II as established by the Board of Directors and the polling place for the same was 1460 Commercial Street, Mohave Valley, Arizona 86440.

3. One election precinct was established for the District for the purpose of holding said election for the Director at Large, which precinct encompasses all of the District, as established by the Board of Directors and the polling place for the same was 1460 Commercial Street, Mohave Valley, Arizona 86440.

4. The notice of election was duly given as required by law and a copy thereof is attached to these minutes.

5. The names of the election judges, each of which satisfied the criteria set forth A.R.S. §48-3016, appear below:

Michelle Fregosa	INSPECTOR
Robyn Hurley	INSPECTOR
Kerri Hatz	JUDGE

6. A canvass of the votes cast in the District for each candidate for the office of Director was duly held in accordance with law, and the returns thereof presented to this Board.

7. A total of 12 ballots were cast by qualified electors in Division II for the Division II Director. A total of 21 ballots were cast by qualified electors in the District for the Director at Large.

8. The candidate for the office of Director voted upon in the said regular District electors at the polls, the number of votes cast absentee/early, and the total number of votes cast for each of said candidates are as follows:

<u>Candidates</u>	<u>Votes Cast at Polls</u>	<u>Absentee/early Votes</u>	<u>Total Votes</u>
Vince Vasquez	0	12	12
Perry Muscelli	0	21	21

9. At said election Vince Vasquez received the highest number of votes cast by the qualified electors of the District's Division II for the office of Director of Division II, and such person is hereby elected to such for the term which commences January 1, 2020 and expires December 31, 2022, and the Chairman of this Board shall issue a Certificate of Election to such person so that he may be duly qualified as provided by law.

10. At said election Perry Muscelli received the highest number of votes cast by the qualified electors of the District for the office of Director at Large, and such person is hereby elected to such for the term which commences January 1, 2020 and expires December 31, 2022, and the Chairman of this Board shall issue

a Certificate of Election to such person so that he may be duly qualified as provided by law.

11. There were no questions submitted to the electors.

12. The Chairman of this Board shall enter this resolution in full in the records of this Board as a statement of the result of the regular District election required by A.R.S. §48-3020.

I hereby certify that the foregoing is a full, true and correct copy of a resolution duly passed and adopted at a special meeting of the Board of Directors of MOHAVE VALLEY IRRIGATION AND DRAINAGE DISTRICT on the 18th day of November, 2019, by the following vote:

AYES, and in favor thereof, Directors:

Charles B. Sherrill, Chairman/Division III Director

Vince Vasquez, Division II Director

John Kai, Jr., Division I Director

Perry Muscelli, Director at Large

ABSENT, Directors:

Clay Vanderslice, Director at Large

Charles B. Sherrill, Chairman