

Edward Farrar Utility District  
Commissioners' Meeting  
Minutes November 1, 2021  
4:45 P.M.  
Minutes

Present: P.H. Flanders, R. Finucane, C. Parks, N. Sherman, L. Sayah, Commissioners; Joe McLean, attorney; W. Woodruff, and W. Shepeluk, staff

Chair Flanders called the meeting to order at 4:50 p.m.

R. Finucane made a motion to approve the agenda to discuss possible responses to the Ice Center on the repair of the cooling tower leak, seconded by C. Parks. It was approved unanimously.

Public-no public was in attendance.

R. Finucane moved to find that premature general public knowledge of pending or probable litigation and of confidential attorney-client communications would clearly place the District at a substantial disadvantage by disclosing possible litigation strategy to party opponents and potentially waiving attorney-client privilege through the disclosure of confidential communications to third parties. This motion was seconded by C. Parks. The vote was 5-0 in favor.

R. Finucane then moved to enter executive session to consider pending or probable litigation and to consider attorney-client communications made for the purpose of providing professional legal services to the District. An invitation was included in the motion to have attorneys J. McLean join the executive session discussion along with staff members Woodruff and Shepeluk. This motion was seconded by C. Parks. The vote was 5-0 in favor. The board and guests entered executive session at 4:55 p.m.

R. Finucane moved to end the executive session and return to open session with no action taken. Motion seconded by N. Sherman. The vote was 5-0 in favor.

During executive session the Commissioners and staff discussed the issues and options of a potential responses to the Sept 13, 2021 NOAV to the Ice Center regarding the wasting of water from the cooling tower.

The board returned to open session at 6:21 p.m. having taken no action during executive session.

R. Finucane made a motion to adjourn. It was seconded by N. Sherman and the vote was 5-0 in favor. The meeting ended at 6:22 p.m.

