

December 3, 2010.

Mr. Jared M. Dailey, Program Manager
Ethics and Form of Government
International City/County Management Association
777 North Capitol Street NE, Suite 500
Washington, DC 20002-4201
202.289.ICMA | Fax 202.962.3500

Re: Ethics complaints against Mr. Usama Abujbarah, Town Manager,
Town of Cave Creek, Arizona

Dear Mr. Daley:

Pursuant to your request for additional information on the Water Master Plan and Neery Tank, I am enclosing the following files/ information on the enclosed CD in .pdf format:

1. Usama February 23, 2007. This is an email from Tom McClean, CH2M on water tank(s) location.
2. Water Master Plan as adopted by the Town of Cave Creek with memo of anomalies attached.
3. Town Council Minutes, August 20, 2007 regarding consulting contracts for services as to the Water Master Plan, with misrepresentations being made by Jessica Marlow at the behest of Town Management to the Town Council.
4. Desert Advocate article on water tank controversies, August 22, 2007.
5. Desert Advocate article on water tank controversies, September 12, 2007.
6. Town council Meeting, September 17, 2007, lack of transparency.
7. Town Council Meeting, September 24, 2007, lack of candor.
8. Shaun McKinnon, June 27, 2008. Email to the Arizona Republic from Terry Zerkle outlining the town's selling CAP water outside the historic service boundaries of the water company.
9. Town Council Minutes with comment from Zerkle, August 4, 2008. Issues to address: (1) whether the draft Water Master Plan has to be brought back to the Council if changes are made to the draft; (2) Town Manager's contract renewal and how the Town's attorney shut down Council's inquiry into how the Town Manager handled the acquisition of land for the Neery Tank.
10. State Land Annexation, November 20, 2008. This letter is public record to Mayor Francia from Terry Zerkle requesting an explanation as to how the Town expects to serve this annexation property with water.
11. Re: Cave Creek CAP water, November 24, 2008. Public record letter from Zerkle to Town Council and others on how the Town is overextending its water resources potentially costing the citizens of Cave Creek millions.
12. Kies Rietsema, December 1, 2008. Retired Air Force Colonel who sold his house and left town based on the irregularities of water management.
13. Richard Romley, June 26, 2010 and attachments.
14. Town Council meeting, October 18, 2010. Water Master Plan issues.
15. AZ Central water upgrades, October 21, 2010
16. AZ Central \$1.2 Million, March 28, 2008.
17. Town Council Minutes, March 31, 2008



18. Buying land, April 1, 2008.
19. right Thing Wrong Way, April 5, 2008
20. Cave Creek buying land, April 9, 2008
21. Grace Meeth, April 16, 2008
22. Terry Zerkle Tank letter, April 15, 2008
23. Neery Tank facts
24. Anna Marsolo, January 20, 2009
25. Carol Sowers, April 07, 2008
26. desert Advocate, October 26, 2007
27. water systems integration, August 24, 2007
28. Financial Massacre, November 4, 2008
29. GM Clement, December 17, 2008
30. Raise sales tax to cover the costs of the water mistakes.
31. Herb Natker, February 23, 2009
32. Cave Creek, November 12, 2010

Conclusion:

If you take this Water Master Plan matter in conjunction with the conversion of my sewer line, you will find a pattern of non-transparency, or policy making by administrative fiat, disenfranchising the citizenship through disrespect and absence of candor. You may wish to call former council members Grace Meeth 480.488.5605 and Gilbert Lopez 480.595.1559 to corroborate this documentation. Further, it is my understanding that the Town Manager hosted dinner parties for Council candidates but I have no evidence to support this accusation. Gil and Grace may have first hand experience.

Thank you for your assistance. Feel free to contact me if you have any questions.

Respectfully submitted,

Arek Fressadi

Cc: To file.