

MARICOPA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS MINUTE BOOK

**FORMAL SESSION
May 16, 2007**

The Board of Directors of the Flood Control District of Maricopa County, Phoenix, Arizona, convened in Formal Session at 9:00 a.m., May 16, 2007, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Fulton Brock, Chairman, District 1; Andrew Kunasek, Vice Chairman, District 3; Don Stapley, District 2, Max W. Wilson, District 4 and Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Minutes Coordinator; David Smith, County Manager and Victoria Mangiapane, Deputy County Attorney. Votes of the Members will be recorded as follows: aye-no-absent-abstain.

EASEMENTS AND RIGHT-OF-WAY ACQUISITION DOCUMENTS

Motion was made by Director Wilcox, seconded by Director Kunasek, and unanimously carried (5-0) to approve easements and right-of-way acquisition documents, appraisal and relocation assistance services contracts under \$5,000 per Resolution FCD 87-12; Escrow Instructions per Resolution FCD 87-13; Payment of Tax Notices per Resolution FCD 97-07; License Procedures and Fee Schedules per Resolution FCD2002R002; and disposal of easements, excess real property and fixtures under \$250,000 documents per FCD 1999R016 for Flood Control purposes. (ADM1910)

Wickenburg Downtown Flooding Hazard Mitigation (Per Resolution FCD 2005R008)

Item FA27.020, Relocation Assistance Entitlements for Peter Paul Kay in the amount of \$14,500.00.

Item FA027.031-FE, Flowage Easement and Agreement for Flood Control Purposes from Kenneth D. Blunt and Barbara D. Blunt to the Flood Control District of Maricopa County for the sum of \$ 2,000.00.

TENTATIVE BUDGET

Motion was made by Director Wilcox, seconded by Director Kunasek, and unanimously carried (5-0) to approve the FY 2007-08 Tentative Budget by total appropriation for each fund for the Flood Control District in the amount of \$97,250,609; and set a public hearing to solicit public comment on the FY 2007-08 Budget for June 18, 2007, at 10:00 a.m. at 301 W. Jefferson Street, 10th Floor, Phoenix. (C4907043800) (ADM1900-003)

WHITE TANKS FLOOD RETARDING STRUCTURE NORTH INLET CHANNEL PROJECT

Motion was made by Director Wilcox, seconded by Director Kunasek, and unanimously carried (5-0) to approve Amendment #1 to the Intergovernmental Agreement (IGA) FCD 2005A003A, White Tanks Flood Retarding Structure #3 North Inlet Channel Project #470, between the Flood Control District of Maricopa County and the Maricopa County Water Conservation District #1 (MWD). This IGA amendment revises ownership and maintenance responsibilities for the Olive Avenue crossing. (C6906057201)

MAPPING SERVICES OF THE PALO VERDE AREA DRAINAGE MASTER PLAN

Motion was made by Director Wilcox, seconded by Director Kunasek, and unanimously carried (5-0) to award Contract FCD 2006C028, Mapping Services of the Palo Verde Area Drainage Master Plan (ADMP) to Wilson & Company to provide professional mapping and survey services. This contract is in the lump sum of \$1,344,777.33 plus a not-to-exceed amount of \$20,118.49 for optional items. The total contract amount will not exceed \$1,364,895.82. The contract performance is 360 calendar days effective the date of the Notice to Proceed. (C6907055500)

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ADJUSTMENTS TO THE CIP EXPENDITURE BUDGET

Motion was made by Director Wilcox, seconded by Director Kunasek, and unanimously carried (5-0) to approve adjustments to the current FY 2006-07 Capital Improvements Program (CIP) expenditure budget of the Flood Control District of Maricopa County (District), Department (690), Fund (990). The requested adjustments are the result of changes in the Land Acquisition and Construction schedules of several of the District's major capital projects. The adjustments have been planned to achieve maximum utilization of the District's resources in furtherance of the Capital Program. The requested adjustments are as follows: (C6907058800) (ADM1900-003)

PROJECT NO.	NAME	AMOUNT
117	South Phoenix Drainage Improvement	\$169,000
120	PVSP (Paradise Valley, Scottsdale, Phoenix)	\$(4,000)
121	EMF (East Maricopa Floodway)	\$304,000
126	Salt/Gila	\$7,000
201	White Tanks Dam #4	\$5,000
202	McMicken Dam	\$7,000
211	Downtown Buckeye	\$2,000
300	Spook Hill	\$15,000
343	Wickenburg	\$(152,000)
345	Aguila	\$(7,000)
346	Hassayampa River	\$(125,000)
350	Cave Buttes Dam	\$235,000
362	Skunk Creek Channelization	\$101,000
371	Upper New River	\$(72,000)
400	Skunk Creek & New River	\$(31,000)
401	Agua Fria River Flow	\$9,000
420	Spook Hill Watershed	\$24,000
442	East Mesa	\$10,000
450	Glendale – Peoria	\$(608,000)
470	White Tanks	\$(5,373,000)
480	Queen Creek	\$374,000
490	Gilbert/Chandler	\$(7,000)
491	Higley	\$6,000
520	Adobe Dam	\$(5,000)
565	Durango	\$1,582,000
580	ACDC	\$40,000
620	Maryvale	\$161,000
625	Metro	\$78,000
Non- Project FCPR Project Reserve		\$(160,000)
		\$3,415,000

ENFORCEMENT ACTION AGAINST VULCAN MATERIALS

Motion was made by Director Wilcox, seconded by Director Kunasek, and unanimously carried (5-0) to approve filing by the Flood Control District of a new floodplain enforcement action or actions against Vulcan Materials for operations in the Agua Fria River as discussed in Executive Session on February 20, 2007. (C6907059M00) (ADM1900-004)

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DREISESZUN ET AL V. VULCAN MATERIALS AND FLOOD CONTROL DISTRICT

Motion was made by Director Wilcox, seconded by Director Kunasek, and unanimously carried (5-0) to approve the filing of a Special Action in Dreiseszun et al v, Vulcan Materials and Flood Control District of Maricopa County, CV 2002-014968, as discussed in Executive Session on May 14, 2007. (C6907060M00) (ADM1900-004)

RENEWALS/EXTENSIONS:

Motion was made by Director Wilcox, seconded by Director Kunasek, and unanimously carried (5-0) to approve the renewal/extension of the following contracts: (These are recommended with the concurrence of the using agencies and the vendors, upon satisfactory contract performance and, when appropriate, after a market survey is performed). (ADM1922)

Until August 31, 2010

- 04074-C Gravel Mulch and Decomposed Granite** (\$1,200,000 estimated/three years) Price agreement renewal to provide gravel mulch and decomposed granite as requested by Flood Control.
- MDI Rock
 - Rock Source, LLC

REORGANIZATION; TRANSFER OF POSITIONS

Motion was made by Director Wilcox, seconded by Director Kunasek, and unanimously carried (5-0) to approve transfer of positions from the Flood Control District of Maricopa County (FCD) to Maricopa County Public Works (MCPW) and the provision of work and services by MCPW to FCD, as discussed in Executive Session on May 14, 2007, approve restructuring and expanded Public Works reorganization that includes: the transfer of 34 positions from FCD to MCPW; and the assignment of Public Works to perform work and provide services for FCD, as provided in A.R.S. §48-3603. Specific functions affected include: Public Works Administration; Real Estate; Human Resources; Information Technology; Article 3 Procurement; Customer Service; Facilities Management; Records Retention; Geographic Information Services and Managing for Results. This item was discussed in Executive Session on May 14, 2007. (C6907062M00) (ADM2000-001) (ADM1900-001) (Item SF-1)

MEETING ADJOURNED

There being no further business to come before the Board, the meeting was adjourned.

Fulton Brock, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board