

MARICOPA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS MINUTE BOOK

January 16, 2002

The Board of Directors of the Flood Control District of Maricopa County, Arizona, convened at 9:00 a.m., January 16, 2002, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Don Stapley, Chairman; Fulton Brock, Vice Chairman; Andy Kunasek; Jan Brewer; Mary Rose Wilcox; Fran McCarroll, Clerk of the Board and Shirley Million, Administrative Coordinator. Also present: David Smith, County Administrative Officer and Paul Golab, Deputy County Attorney. Votes of the Members will be recorded as follows: (aye-no-absent-abstain)

PERSONNEL

There were no personnel changes to report at this time.

EASEMENTS, RIGHT-OF-WAY DOCUMENTS

Motion was made by Director Brewer, seconded by Director Wilcox, and unanimously carried (5-0) to approve easements, right-of-way documents, relocation assistance, and appraisal services contracts under \$5,000 per resolution FCD 87-12; escrow instructions per resolution FCD 87-13; license procedures and fee schedules per resolution FCD 97-02; and payment of tax notices per resolution FCD 97-07 for Flood Control purposes. (ADM1910)

Guadalupe Highline Canal Project (per Resolution No.: FCD 95-12)

Item GHC-64-TIE, Consent to Easement from Southwest Truck Sales, L.L.C., an Arizona limited liability company to the Flood Control District of Maricopa County at no cost to the District.

CONTRACT FOR ON-CALL STRUCTURES ASSESSMENT PHASE II WITH RICKER, ATKINSON, McBEE & ASSOCIATES

Motion was made by Director Brewer, seconded by Director Wilcox, and unanimously carried (5-0) to award Contract FCD 2001C049, On-Call Structures Assessment Phase II, to Ricker, Atkinson, McBee & Associates. This contract will be effective for a period of two years from the date of execution or until the contract expenditure of \$500,000, whichever occurs first. The Flood Control District of Maricopa County (District) and Ricker, Atkinson, McBee & Associates will mutually agree to a detailed scope of work for each work assignment prior to the commencement of any work. A not-to-exceed fee will be negotiated for each work assignment prior to the notice to proceed for each assignment. This negotiated fee will be in accordance with the rates included as Exhibit B to the contract. (C69020625)

INTERGOVERNMENTAL AGREEMENT WITH CITY OF PEORIA

Motion was made by Director Brewer, seconded by Director Wilcox, and unanimously carried (5-0) to approve Intergovernmental Agreement (IGA) FCD 2000A019 between the Flood Control District of Maricopa County (District) and the City of Peoria (Peoria) for the Skunk Creek Channel and the Arizona Canal Diversion Channel within the City of Peoria, Arizona (Project), (Project 362 - Skunk Creek) The IGA defines the responsibilities of the district and Peoria regarding the construction of a concrete-lined low flow channel and the operation and maintenance of the project that is located within the Peoria corporate limits and transfer of ownership of an 8.93 (+/-)-acre parcel of district-owned excess property to Peoria (362). Peoria shall assume the responsibility for operation and maintenance of the Skunk Creek and Arizona Canal Diversion Channel (ACDC) that is located within Peoria corporate limits. The cost of the concrete-lined low flow channel is estimated at \$800,000. The District and Peoria will cost-share the project fifty-fifty,

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(\$400,000 cost to the District) (\$400,000 cost to Peoria). Peoria will purchase the District-owned property at the time of the transfer of title for \$365,000. This agenda item constitutes a budget adjustment creating a new Capital Improvement Project (CIP) numbered 362 and titled Skunk Creek. Specifically, authorization is being requested to transfer \$40,000 from the budgeted FY 2001-2002 CIP Project Reserve to the new Project 362 - Skunk Creek, and to provide funding for the completion of the project in the District's FY 2002-2003 and FY 2003-2004 CIP Budgets. The future years funding will be provided for in the normal Budget Generation Process and will therefore be subject to the approval by the Board of Directors on an annual basis. (C69020662)

AMENDMENT TO FILING OF DECLARATORY JUDGEMENT

Motion was made by Director Brewer, seconded by Director Wilcox, and unanimously carried (5-0) to amend the Board action of December 19, 2001, authorizing filing for a declaratory judgement and any other necessary court actions on behalf of the Flood Control District of Maricopa County in regards to clarification and affirmation of an easement for the Williams-Chandler Watershed Project to include the Apache Junction-Gilbert Watershed Project. (Discussed in Executive Session on December 3, 2001.) (C6902067M01) (ADM1905)

MEETING ADJOURNED

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

Don Stapley, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board