

MARICOPA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS MINUTE BOOK

August 13, 2003

The Board of Directors of the Flood Control District of Maricopa County, Arizona, convened at 9:00 a.m., August 13, 2003, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Fulton Brock, Chairman, District 1; Andy 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, Administrative Coordinator; David Smith, County Administrative Officer and Paul Golab, Deputy County Attorney. Votes of the Members will be recorded as follows: (aye-no-absent-abstain)

MINUTES

Motion was made by Director Wilcox, seconded by Director Stapley, and unanimously carried (5-0) to approve the minutes from meetings held on June 23, 2003.

PERSONNEL AGENDA

Motion was made by Director Wilcox, seconded by Director Stapley, and unanimously carried (5-0) to approve the personnel agenda. (List on file in the Clerk of the Board's Office.)

EASEMENTS AND RIGHT-OF-WAY DOCUMENTS

No easements, right-of-way documents, relocation assistance, or appraisal services contracts were reported at this time. (ADM1910)

CONTRACTS FOR ON-CALL ENGINEERING AND SURVEYING SERVICES

Motion was made by Director Wilcox, seconded by Director Stapley, and unanimously carried (5-0) to award contracts for On-Call Engineering and Surveying Services to the following Consultants: (C69030965ZZ)

- a) Morrison-Maierle, Inc., Contract FCD 2003C023 (C69030975)
- b) Project Engineering Consultants, Inc., Contract FCD 2003C024 (C69030985)

The contracts are effective for 730 calendar days from the date of execution or until the expenditure of \$150,000, each contract, whichever occurs first. The total dollar amount for both contracts is \$300,000. The Flood Control District of Maricopa County and each respective Consultant 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 with each assignment. This negotiated fee will be in accordance with the rates included as Exhibit B of each respective contract.

INTERGOVERNMENTAL AGREEMENT WITH CITY OF SCOTTSDALE

Motion was made by Director Wilcox, seconded by Director Stapley, and unanimously carried (5-0) to approve Intergovernmental Agreement (IGA) FCD 2002A016, Scottsdale Road Corridor Drainage Improvements (Project No. 120-PVSP). The IGA is between the City of Scottsdale and the Flood Control District of Maricopa County. This IGA is for the final design, rights-of-way acquisition, utility relocation, construction, construction management, and operation and maintenance of the elements of the Scottsdale Road Drainage Master Plan that are within the jurisdiction of the City; namely, the Scottsdale Road, 71st Street, Mescal Park and Cactus Park elements of the recommended plan. The IGA identifies and defines the responsibilities of the District and the City for the cost sharing of the items related to the

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elements within the City's jurisdiction. The City and the District will share equally the cost of the design and the construction of these elements estimated to be \$4,401,000. (C69031002)

AGREEMENT WITH SUNCOR DEVELOPMENT COMPANY

Motion was made by Director Wilcox, seconded by Director Stapley, and unanimously carried (5-0) to approve Agreement FCD2003G001, Contribution, Drainage Rights, and Easement Agreement, between the Flood Control District of Maricopa County and SunCor Development Company. The agreement provides for the contribution, drainage rights, and easement to the Arizona Department of Transportation (ADOT)/I-10 Bullard Wash Basins (Basins) located north of I-10 and west of the Agua Fria River with SunCor Development Company. The agreement defines responsibilities of the district and SunCor for operating and maintaining the Basins; defines SunCor's drainage rights to capacity in the Basins; and provides for SunCor to reimburse the District \$360,272 towards the \$554,265 purchase price of the Basins. (C69031041)

CONTRACT WITH TETRA TECH, INC.

Motion was made by Director Wilcox, seconded by Director Stapley, and unanimously carried (5-0) to award Contract FCD 2003C022, On-Call Engineering Services for Expert Witness and Consulting/Litigation Support, to Tetra Tech Inc. The contract will be effective for two years or until the expenditure of \$250,000 is expended, whichever occurs first. The Flood Control District of Maricopa County and the Consultant will mutually agree to a detailed scope of work for each Work Assignment prior to notice to proceed with each assignment. This fee will be in accordance with the rates included as Exhibit B to the contract. All work assignments authorized under this contract will be for engineering services for expert witness and consulting/litigation support services for the district. (C69040015)

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