

MARICOPA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS MINUTE BOOK

January 21, 2003

The Board of Directors of the Flood Control District of Maricopa County, Arizona, convened at 9:00 a.m., 2003, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Andrew Kunasek, Chairman, District 3; Fulton Brock, District 1, 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 Stapley, seconded by Director Brock, and unanimously carried (5-0) to approve the minutes from meetings held on November 19, 2003.

PERSONNEL AGENDA

Motion was made by Director Stapley, seconded by Director Brock, and unanimously carried (5-0) to approve Flood Control District Personnel Agenda (Exhibit C). (Exhibit C will be found at the end of this set of minutes.)

EASEMENTS AND RIGHT-OF-WAY DOCUMENTS

No documents were submitted for approval at this time. (ADM1910)

AMENDING RESOLUTION – EAST MARICOPA FLOODWAY CAPACITY MITIGATION AND MULTI-USE CORRIDOR STUDY

Motion was made by Director Stapley, seconded by Director Brock, and unanimously carried (5-0) to adopt Resolution FCD 1999R014A, amendment to Resolution FCD 1999R014, East Maricopa Floodway Capacity Mitigation and Multi-use Corridor Study (No. 121) (East Maricopa Floodway), authorizing construction of the Rittenhouse and Chandler Heights Detention Basins and associated channel improvements. (C6900116601) (ADM1900)

**RESOLUTION FCD 1999R014A
AMENDMENT TO RESOLUTION FCD 1999R014
EAST MARICOPA FLOODWAY CAPACITY
MITIGATION AND MULTI-USE CORRIDOR STUDY**

WHEREAS, the Flood Control District of Maricopa County (District) and the local municipalities have developed the East Mesa Area Drainage Master Plan and the Queen Creek Area Drainage Master Plan, which are regional drainage master plans, to identify existing and future drainage and flooding problems and to also assist the Cities and the District in the prioritization and development of future infrastructure needs; and,

WHEREAS, the District has determined that the East Maricopa Floodway (EMF) cannot convey the original Soil Conservation Service design flows nor can it convey the existing and future 100-year discharges under current and future land uses; and,

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WHEREAS, the District through its Contract FCD 98-26 identified alternatives for mitigation of the capacity within the EMF consisting of channel and detention basin improvements; and,

WHEREAS, the District, as authorized by Resolution 1999R014 and approved by the Board of Directors of the District (Board) on December 12, 1999, has undertaken design contract FCD 2000C040 for the design of two (2) large detention basins along the EMF, one basin located adjacent to the EMF and immediately upstream of the Rittenhouse Channel, known as the Rittenhouse Basin, and the other basin located adjacent to the EMF and at the confluence of the Queen Creek and Sonoqui Washes, known as the Chandler Heights Basin, and improvements to the Queen Creek Wash and the EMF channels, taken together and herein called the Project; and,

WHEREAS, Arizona Revised Statutes Title 48, Chapter 21 requires the Board of Directors to identify flood problems and plan for the construction of facilities such as the Project to eliminate or minimize flooding problems within Maricopa County; and,

WHEREAS, the design and preparation of construction plans and specifications is nearing completion; and,

WHEREAS, the Flood Control Advisory Board endorsed and recommended the Project as part of the District's Project Prioritization Procedure for FY 2001, at an estimated cost of \$45,000,000; and,

WHEREAS, the District, as authorized by Resolution 1999R014, has purchased rights-of-way required for the two (2) large detention basins; and,

WHEREAS, the estimated cost for the construction of the two (2) large detention basins and associated channel improvements is \$40,000,000, to be funded by the District; and because of the size and cost of the two (2) basins, the construction will be accomplished in phases over a number of fiscal years beyond the present five-year Capital Improvement Program; and,

WHEREAS, Board approved the present five-year Capital Improvement Program (FY 2004-2008) Budget that includes \$19,713,000 for the Project, of which \$18,125,000 is allocated for construction of the basins and associated channel improvements; and,

WHEREAS, the Project will provide the intended mitigation of flows within the EMF, as well as provide a needed outfall for planned future improvements to the Sonoqui Wash, presently being designed under contract FCD 2002C037, as approved by the Board on November 5, 2003; and,

WHEREAS, the two (2) basins may provide an opportunity for municipalities to incorporate future multi-use opportunities for recreational use; and,

WHEREAS, the original Resolution FCD 1999R014 did not include authorization for construction of the basins and associated channel improvements.

NOW, THEREFORE, BE IT RESOLVED that Resolution FCD 1999R014 is hereby amended as provided herein and the Chief Engineer and General Manager of the District is authorized and directed to issue multiple Invitation for Bids, and through the competitive bidding process, award multiple construction contracts for construction of the Rittenhouse Detention Basin and the Chandler Heights Detention Basin and associated channel improvements, subject to the ratification and approval of this Board; and,

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BE IT FURTHER RESOLVED that the Chief Engineer and General Manager of the District is authorized and directed to include funds in the District's current and future Five-Year Capital Improvement Programs to fund the Project, subject to the ratification and approval of this Board of future Capital Improvement Program Budgets.

DATED this 21st day of January 2004.

/s/ Andy Kunasek, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

AGREEMENT, COOPERATIVE TECHNICAL PARTNER MAPPING ACTIVITY STATEMENT NO. 4 WITH FEDERAL EMERGENCY MANAGEMENT AGENCY

Motion was made by Director Stapley, seconded by Director Brock, and unanimously carried (5-0) to approve Agreement FCD 2003G004, Cooperative Technical Partner (CTP) Mapping Activity Statement #4 with the Federal Emergency Management Agency (FEMA) for a Flood Insurance Study (FIS) of approximately 30 linear river miles of Tributaries to New River above the New River Dam. Approve an increase to the Flood Control District of Maricopa County's (District) FY 2003-2004 grant revenue and expenditure budget by \$209,965 through treasury fund balance reserves and receipt of grant funds. The grant will commence on September 30, 2003, and terminate on September 29, 2004. The CTP Mapping Activity Statement will provide for reimbursement from FEMA of \$209,965, which will cover the district's expenses required for the participation in the preparation of the FIS. (C69040473)

SELL EXCESS PARCELS

Motion was made by Director Stapley, seconded by Director Brock, and unanimously carried (5-0) to authorize the Flood Control District of Maricopa County (District) to sell excess parcels in this fiscal year (Parcel No. EF-40-1-EX, located at 39th Avenue Street and Union Hills consisting of 0.461+-). The district will utilize its Disposition Program, continuing to evaluate and analyze the best potential of leasing or sales of all real property based on prevailing market conditions. The sale prices will either be at fair market value to be determined by a certified licensed appraiser, either at the start point of an oral auction, or, in the event of a sale to a municipality, at fair market value without an auction. If an auction takes place, district staff will sell these parcels in accordance with ARS §9-402, which mandates that an invitation for bid be published for the sale of all real property. (C6904063B) (ADM1903-002)

MEETING ADJOURNED

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

Andy Kunasek, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board