

MARICOPA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS MINUTE BOOK

December 15, 2004

The Board of Directors of the Flood Control District of Maricopa County, Arizona, convened in Formal Session at 9:00 a.m., December 15, 2004, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Andy 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 Brock, seconded by Director Stapley, and unanimously carried (4-0-1) to approve minutes of meeting held November 1 and 15, 2004.

PERSONNEL AGENDA

Motion was made by Director Brock, seconded by Director Stapley, and unanimously carried (4-0-1) to approve Flood Control District Personnel Agenda (Exhibit C). Exhibit C will be found at the end of this set of minutes.

EASEMENT, RIGHTS-OF-WAY AND RELOCATION DOCUMENTS

Motion was made by Director Brock, seconded by Director Stapley, and unanimously carried (4-0-1) 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)

Floodprone Properties Voluntary Buyout (Per Resolution 2004R013)

Item FP001, Warranty Deed from Joseph M. Pfieffer and Lou Ann Pfieffer to the Flood Control District of Maricopa County for the sum of \$175,000.00.

Item FP001, Purchase Agreement and Escrow Instructions (three (3) copies enclosed for signature).

Property Management – Aqua Fria River Channel (Per Resolution FCD 1999R016)

Item A-13114 PWE, Termination of Easement and Agreement for Utilities in Conjunction with a Flood Control Project between the Flood Control District of Maricopa County and 85 Dysart Associates Limited Partnership.

Tres Rios Project / Salt-Gila Control Works(Per Resolution FCD 2004R005)

Item CW-004, 004A, 005, 005A, 005B, 006, 006A, 006B, 007, 008, 009, 009A, and 009B; Non-Exclusive Flood Protection Levee Easement for Flood Control Purposes from the Flood Control District of Maricopa County to the City of Phoenix.

December 15, 2004

SALE OF EXCESS PARCEL

Motion was made by Director Brock, seconded by Director Stapley, and unanimously carried (4-0-1) to approve and authorize the Chair to sign the necessary documents from the sale of excess parcel # NRD142EX to the City of Peoria for \$145,000.00. (C6905070B00) (ADM1903-002)

IGA WITH MESA FOR THE PERIODIC AND EMERGENCY DISCHARGE OF RECLAIMED WATER

Motion was made by Director Brock, seconded by Director Stapley, and unanimously carried (4-0-1) to approve the Intergovernmental Agreement (IGA) FCD 2004A020 for the Periodic and Emergency Discharge of Reclaimed Water from the Southeast Water Reclamation Plant (SEWRP) into the East Maricopa Floodway (EMF) between the Flood Control District of Maricopa County (DISTRICT) and the City of Mesa (CITY).

The District estimates that maintenance cost directly related to the discharge of reclaimed water by the City will be no more than \$25,000.00 per fiscal year. This cost, if incurred, will be identified, invoiced, and reimbursed by the City. The IGA identifies roles and responsibilities of both parties so that the DISTRICT can allow this discharge to occur within the EMF. In the event there are any additional costs by the DISTRICT for operation and maintenance purposes, including vector control, the CITY has agreed to reimburse the DISTRICT for those activities. Furthermore, the CITY has agreed to be responsible for any environmental permitting or liability associated with this type of discharge. This IGA will be effective for ten (10) years from the date of execution. (C6905072200)

MEETING ADJOURNED

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

Andrew Kunasek, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board