

**MARICOPA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS MINUTE BOOK**

**FORMAL SESSION  
September 25, 2006**

The Board of Directors of the Flood Control District of Maricopa County, Arizona, convened in Formal Session at 9:00 a.m., September 25, 2006, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present Don Stapley, Chairman, District 2, Fulton Brock, Vice Chairman, District 1; Andrew Kunasek, District 3; 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 Manager; Bruce White and Victoria Mangiapane, Deputy County Attorneys. Votes of the Members will be recorded as follows: aye-nay-absent-abstain.

**MINUTES**

Motion was made by Director Wilson, seconded by Director Kunasek, and unanimously carried (5-0) to approve the minutes of the meeting held on June 7, 2006.

**PERSONNEL AGENDA**

Motion was made by Director Wilson, seconded by Director Kunasek, and unanimously carried (5-0) to approve the 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 ACQUISITION DOCUMENTS**

Motion was made by Director Wilson, 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)

**83rd Avenue and Pinnacle Peak Road Project (Per Resolution FCD 2001R012)**

Item 201-15-006M, Letter Agreement for a Temporary Ingress and Egress Permit from Bruce D. and Linda Aldo to the Flood Control District of Maricopa County for the sum of \$100.00.

**Property Management - Arizona Canal Diversion Channel (Per Resolution FCD 1999R016)**

Item T-496-WSE, Waterline Easement from the Flood Control District of Maricopa County to the City of Phoenix for the sum of \$1.00.

**CLARIFY FUNDS FOR DETECTION OF DIFFERENTIAL SUBSIDENCE**

Motion was made by Director Wilson, seconded by Director Kunasek, and unanimously carried (5-0) to approve Amendment No. 1 to Intergovernmental Agreement (IGA) FCD 2005A005, between the Flood Control District of Maricopa County with the Arizona Department of Water Resources (ADWR) - Interferometric Synthetic Aperture Radar (InSAR) Products, to clarify acceptable uses of funds provided for the development of products for the detection of differential subsidence at areas currently being studied and monitored by the District, and updates correspondence information. (C6905126201)

**ROSE GARDEN LANE CHANNEL PROJECT**

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Motion was made by Director Wilson, seconded by Director Kunasek, and unanimously carried (5-0) to approve Intergovernmental Agreement (IGA) FCD 2005A007 between the Flood Control District of Maricopa County and the City of Peoria which defines the responsibilities of the construction, construction management and operation and maintenance of the Rose Garden Lane Channel Project. The district and the city will share equally (50/50) in total project construction and construction management costs estimated to be \$7,500,000. The city of is the lead agency for all tasks. (C6906058200)

**PUBLIC WORKS INTERNSHIP PROGRAM**

Motion was made by Director Wilson, seconded by Director Kunasek, and unanimously carried (5-0) to approve a budget adjustment to the district's FY 2006-07 Operating Expenditure Budget (Department 690, Fund 991) increasing regular pay and fringe benefits by \$100,000 and reducing Transfers-Out to the District Capital Improvement Program Fund (Department 690, Fund 990) by \$100,000, to fund the Flood Control District of Maricopa County's participation in the Public Works Internship Program. This action will require an appropriation adjustment reducing the District's Capital Improvement Program Fund revenue appropriation by \$100,000 and increasing the District's Elimination Fund (Fund 900) revenue and expenditures appropriation by \$100,000. The net effect to the district's total FY 2006-07 expenditures budget is an increase of \$100,000. The Public Works Internship Program is an ongoing program that will require a funding provision be made in future fiscal years. (C6907012800) (ADM1900-001)

**WICKENBURG DOWNTOWN FLOODING HAZARD MITIGATION PROJECT**

Item: Approve Intergovernmental Agreement (IGA) FCD 2006A004 between the Flood Control District of Maricopa County and the Town of Wickenburg for the rights-of-way acquisition, utility relocation, construction, construction management, operation and maintenance of the Wickenburg Downtown Flooding Hazard Mitigation Project #343. The project is estimated to cost \$9,700,000, for which the IGA provides for an estimated \$7,300,000 district cost share and an estimated \$2,400,000 town cost share. Approximately \$1,165,000 of the town's cost share will be cash payments to the district, with the remainder being in-kind contributions. (C6907014200)

Those appearing in support of this IGA included Rusty Gant, Mayor Lon McDermott, Shane Dille of the Town of Wickenburg, Rome Glover, Councilmen John Zerbel and Councilman David Lane.

Chairman Stapley thanked these Wickenburg citizens for supporting this agreement and for making the trip to attend this meeting.

Motion was made by Director Wilson, seconded by Director Kunasek, and unanimously carried (5-0) to approve Intergovernmental Agreement

**SALE OF EXCESS PARCEL**

Motion was made by Director Wilson, seconded by Director Kunasek, and unanimously carried (5-0) to authorize the Flood Control District of Maricopa County to sell excess Parcel FP07 (APN# 202-20-453) beginning in FY 2006-07. 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 price will be 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

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auction. If an auction takes place, district staff will sell the parcel in compliance with A.R.S. §9-402, which mandates that an invitation for bid be published for the sale of all real property. Parcel FP07 is vacant land located in the New River area of unincorporated Maricopa County on the west side of 12th Street, north of Circle Mountain Road, consisting of approximately 4.92 acres. (C6907015B00) (ADM1903-002)

**MEETING ADJOURNED**

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

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Don Stapley, Chairman of the Board

ATTEST:

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Fran McCarroll, Clerk of the Board