



BOARD OF SUPERVISORS AGENDA ITEM SUMMARY

Requested Board Meeting Date: *April 2, 2013*

ITEM SUMMARY, JUSTIFICATION &/or SPECIAL CONSIDERATIONS:

Authorizing the County Attorney's Office to acquire real property and real property interests by condemnation for the Pantano Wash drainage channel, bank, linear park improvements, grade control, and associated utility (sewer and water) modifications for Pima County project No. 5PWFLT.

In SECTIONS 25 & 36 OF TOWNSHIP 13 SOUTH, RANGE 14 EAST; SECTION 31 OF TOWNSHIP 13 SOUTH, RANGE 15 EAST; AND SECTION 6 OF TOWNSHIP 14 SOUTH, RANGE 15 EAST OF G&SRM

STAFF RECOMMENDATION(S):

It is recommended that the Board of Directors approve, and the Chairman execute the Resolution to authorize the Pima County Attorney's Office to acquire real property and real property interests by condemnation for the construction and maintenance of certain drainage channel, bank, linear park improvements, grade control, and associated utility (sewer and water) modifications to the Pantano Wash located in SECTIONS 25 & 36 OF TOWNSHIP 13 SOUTH, RANGE 14 EAST; SECTION 31 OF TOWNSHIP 13 SOUTH, RANGE 15 EAST; AND SECTION 6 OF TOWNSHIP 14 SOUTH, RANGE 15 EAST OF G&SRM, for the benefit of the public.

PIMA COUNTY COST: \$ _____ and/or REVENUE TO PIMA COUNTY: \$ _____

FUNDING SOURCE(S): Flood Control Tax Levy
(i.e. General Fund, State Grant Fund, Federal Fund, Stadium D. Fund, etc.)

Advertised Public Hearing:

YES NO

Board of Supervisors District:

1 2 3 4 5 All

IMPACT:

IF APPROVED: Pima County Flood Control District will have the right to acquire real property and real property interests through the use of Condemnation for land required for the for the construction and maintenance of certain drainage channel, bank, linear park improvements, grade control, and associated utility (sewer and water) modifications to the Pantano Wash located in SECTIONS 25 & 36 OF TOWNSHIP 13 SOUTH, RANGE 14 EAST; SECTION 31 OF TOWNSHIP 13 SOUTH, RANGE 15 EAST; AND SECTION 6 OF TOWNSHIP 14 SOUTH, RANGE 15 EAST OF G&SRM, for the benefit of the public.

IF DENIED: Pima County Flood Control District will not have the right to acquire real property and real property interests through the use of Condemnation in land required for the for the construction and maintenance of certain drainage channel, bank, linear park improvements, grade control, and associated utility (sewer and water) modifications to the Pantano Wash located in SECTIONS 25 & 36 OF TOWNSHIP 13 SOUTH, RANGE 14 EAST; SECTION 31 OF TOWNSHIP 13 SOUTH, RANGE 15 EAST; AND SECTION 6 OF TOWNSHIP 14 SOUTH, RANGE 15 EAST OF G&SRM, for the benefit of the public.

DEPARTMENT NAME: Public Works Real Property



CONTACT PERSON: Greg Foster TELEPHONE NO.: 520-740-6681

RESOLUTION NO. 2013 - _____

RESOLUTION OF THE BOARD OF DIRECTORS OF THE PIMA COUNTY FLOOD CONTROL DISTRICT AUTHORIZING THE PIMA COUNTY ATTORNEY TO CONDEMN REAL PROPERTY INTERESTS WHERE NECESSARY FOR DRAINAGE AND FLOOD CONTROL IMPROVEMENTS IN SECTIONS 25 & 36 OF TOWNSHIP 13 SOUTH, RANGE 14 EAST, SECTION 31 OF TOWNSHIP 13 SOUTH, RANGE 15 EAST, AND SECTION 6 OF TOWNSHIP 14 SOUTH, RANGE 15 EAST OF G&SRM

WHEREAS, the Pima County Flood Control District plans to construct and maintain certain drainage channel, bank, linear park improvements, grade control and associated utility (sewer and water) modifications to the Pantano Wash (the "Project") located in SECTIONS 25 & 36 OF TOWNSHIP 13 SOUTH, RANGE 14 EAST; SECTION 31 OF TOWNSHIP 13 SOUTH, RANGE 15 EAST; AND SECTION 6 OF TOWNSHIP 14 SOUTH, RANGE 15 EAST OF G&SRM, for the benefit of the public; and

WHEREAS, the District must acquire fee title, easements, or other interests in various parcels of real property in order to carry out the Project; and

WHEREAS, Board of Directors of the District finds it is necessary to exercise its right of eminent domain, pursuant to A.R.S. §§ 12-1111 and 48-3603, to acquire property for said Project;

NOW, THEREFORE, the Board of Directors of the Pima County Flood Control District hereby resolves that the Pima County Attorney be and is hereby authorized and directed to institute condemnation proceedings to acquire real property interests for the above described Project, from properties shown on the attached Exhibit A.

PASSED, ADOPTED, AND APPROVED by the Board of Directors of the Pima County Flood Control District this ____ day of _____, 2013.

ATTEST:

PIMA COUNTY FLOOD CONTROL DISTRICT

Clerk of the Board

By: _____
Chairman, Pima County Flood Control District
Board of Directors

Board of Directors Approval:			
Agent: gf	File #:11,250	Project Code #: 5PWFLT	P [] De [] Do [] E []

APPROVED AS TO FORM:

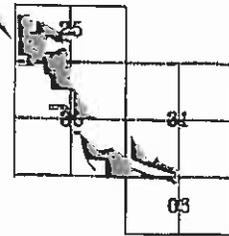
By: 
Tobin Rosen
Deputy County Attorney

Board of Directors Approval:			
Agent: gf	File #:11,250	Project Code #: SPWFLT	P <input type="checkbox"/> De <input type="checkbox"/> Do <input type="checkbox"/> E <input type="checkbox"/>

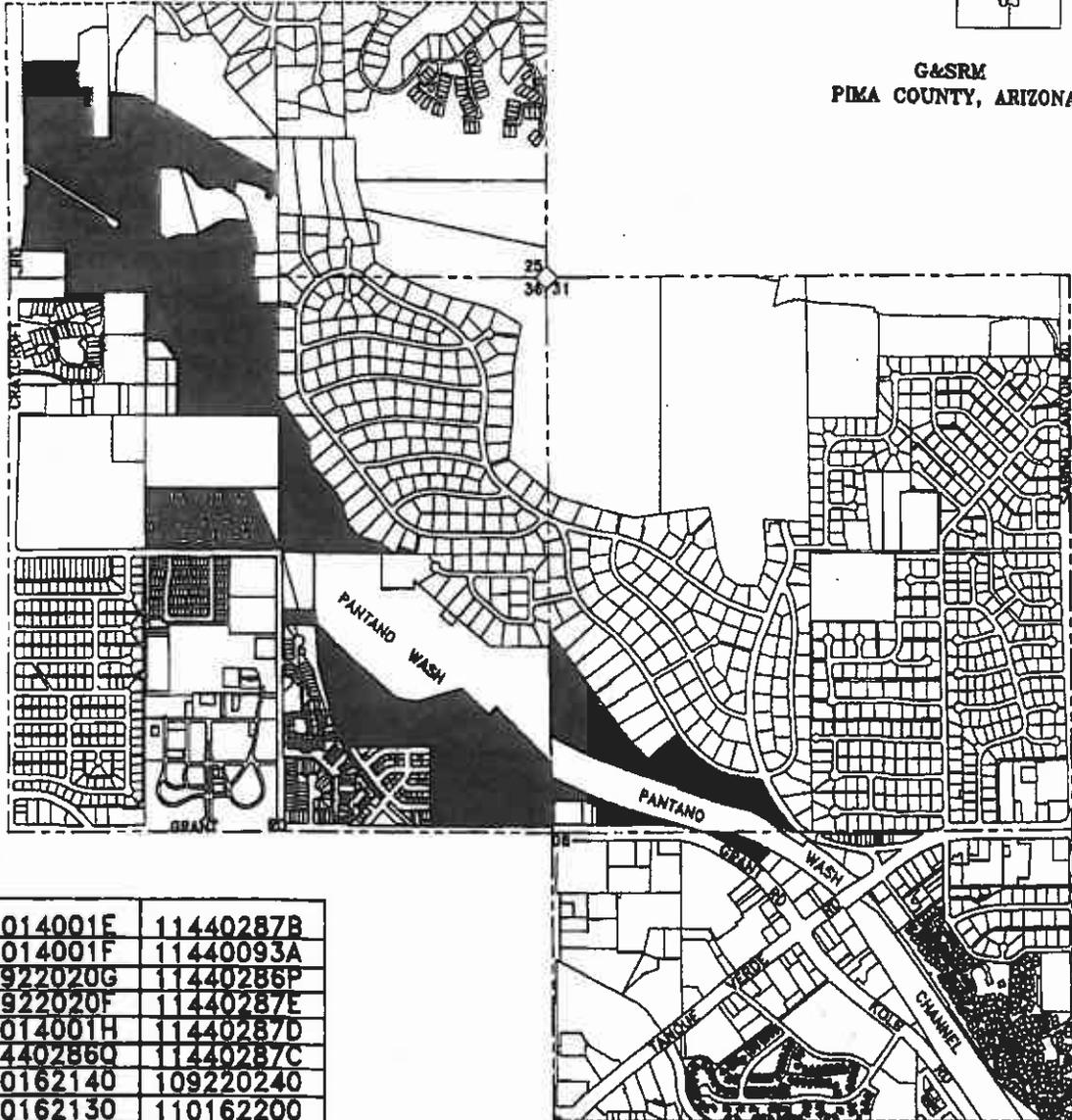
EXHIBIT A

T13S R14E SEC 25 & 36
 T13S R15E SEC 31
 T14S R15E SEC 6

SUBJECT AREA



G&SRM
 PIMA COUNTY, ARIZONA



PARCELS

11440286N	11014001E	11440287B
11440286R	11014001F	11440093A
11440096A	10922020G	11440286P
11440097B	10922020F	11440287E
11013002C	11014001H	11440287D
13316020I	11440286Q	11440287C
13316020W	110162140	109220240
13316020P	110162130	110162200
11440098B	11014002P	11440286K
11440095C	11014002Q	11016221A
10922021L	10922022B	11440094D
10922021E	11440099B	114401000
10922005D	11013002B	11440288A
11440286J	110162180	110141540
11014001G	110141530	11013002F
10922020Q	10922020R	10922020S



PIMA COUNTY DEPARTMENT OF TRANSPORTATION
 ENGINEERING INFORMATION MANAGEMENT

DRAWING NOT TO SCALE

DRAWN BY: L. SAGRANAGA

DATE: DEC 2012