

MINUTES
FLOOD CONTROL DISTRICT ADVISORY COMMITTEE/PUBLIC REVIEW
OCTOBER 17, 2012

Committee Members Present: Keith Brann, Paul Baughman, Marcela Fontes, Paul Jungen, Phil Pearthree, Justin Turner, Jim Vogelsberg; Mike Zeller

Flood Control District Staff Present: Suzanne Shields, Director; Chris Cawein, Deputy Director; Bill Zimmerman, Deputy Director; Eric Shepp, Division Manager; Greg Saxe, Environmental Planning Manager

Others Present: John Partridge, Stantec

The meeting was held at 97 E. Congress Street, Tucson, Arizona, 3rd Floor Conference Room.

APPROVAL OF MINUTES

The committee approved the September 19, 2012 minutes.

QUERY TO THE AUDIENCE

No business.

CONTINUING BUSINESS

Senate Bill 1598 – “Regulatory Bill of Rights”

Eric Shepp stated that the District has been working with Building Safety to formalize administrative completeness and working out the timeframes for permitting.

Regarding the Arizona Rock Products Association, their sticking point was regarding the statute stating that the statute does not allow the District to make more specific regulations:

The last time ARPA contacted PCRFC, we understood that you were waiting for a response from the Pima County Attorney's Office. Although there is no statutory requirement in the bill to reopen the ordinance, it is our belief that, in it's current state, the ordinance appears to exceed the flood control district's statutory authority, to violate the law and to contain provisions that are not enforceable pursuant to ARS Title 48 Article 2 FLOOD CONTROL DISTRICT REGULATIONS. That said, ARPA has provided some areas of concern with the current ordinance.

The District's response was that Technical Policy 025 (Policy) and the Pima County Floodplain and Erosion Hazard Management Ordinance is in compliance with statutory authority and that the Policy provides clear permit requirements for an application for a Floodplain Use Permit for new or modified excavation activities with floodplains or erosion hazard areas.

Regulatory Updates

Detention/Retention Manual – Draft Review

Bill Zimmerman stated that some comments have been received from the committee; however, the District needs another month for review. Any further comments from the committee should be received by November 14, 2012. Once the comments have been received, a committee review of the draft will occur section by section.

REPORT FROM FLOOD CONTROL DISTRICT STAFF

BOS Action

September 18, 2012

- ✓ U.S. Department of the Interior – U.S. Geological Survey, to provide ongoing maintenance and operation of the data collection system, Flood Control District Tax Levy Fund, contract amount \$489,000.00. Motion carried to approve (4/0)

October 9, 2012

- ✓ Award of Master Agreement, Requisition No. 44214 to The Ashton Company, Inc. (Headquarters: Tucson, AZ), Granite Construction Company (Headquarters: Watsonville, CA), KE&G Construction, Inc. (Headquarters: Sierra Vista, AZ) for job order master agreement: flood control and drainage improvements not to exceed \$3,000,000.00 in estimated annual County expenditures. The contractors will have to RA 10-2-12 (2) compete for jobs estimated to be over \$200,000.00. The Agreement is for a period of one year with the option to extend for four additional one year periods. Funding Source: Various Funds. Administering Department: Regional Flood Control District. Motion carried to approve (3/0)

CALL TO THE AUDIENCE

No business.

AGENDA ITEMS – DECEMBER 19, 2012 MEETING

1. Cancellation of December 19, 2012 meeting.

The meeting adjourned at 8:32 a.m.