

MINUTES
FLOOD CONTROL DISTRICT ADVISORY COMMITTEE/PUBLIC REVIEW
September 16, 2020

Committee Members Present: Galo Galovale, Chris Langham, Herman Lopez, James MacAdam, Mark Murphy, Gus Myers, Chris Rod, John Spiker, John Wallace, Ann Youberg

Flood Control District Staff Present: Eric Shepp, Deputy Director; Tammy Jorde, Special Staff Assistant; Brian Jones, Division Manager; Brian Jones, Division Manager; Joseph Cuffari, Program Coordinator

Others Present: None

The meeting was held via Microsoft Teams.

APPROVAL OF MINUTES

The committee approved the August 19, 2020 minutes.

QUERY TO THE AUDIENCE

N/A

NEW BUSINESS

In-Lieu Fee Enabling Instrument

Eric Shepp stated the Board of Supervisors approved the In-Lieu Fee Enabling Instrument on September 15, 2020 (see attached memoranda).

North Ranch Watershed Study

Evan Canfield reviewed the North Ranch Watershed Study with the committee (attached).

CIP FY 2020/21

Eric Shepp reviewed the CIP list with the committee (attached). On August 18, 2020, the Board of Supervisors approved the Tax Levy Rate.

CONTINUING BUSINESS

Regulatory Updates – State and Federal

Eric Shepp stated that the District is working with ADEQ on the MS4 Permit (attached), which has substantially changed. The review period is 30 days. What is particularly alarming is that all Best Management Practices should be evaluated and retrofitted on the assumption that there are problems with the water quality.

Report from Committee Members

Chris Langham stated there will two more years of litigation for Waters of the State.

REPORT FROM FLOOD CONTROL DISTRICT STAFF

BOS Action Summary

✓ September 15, 2020

**In-Lieu Fee Enabling Instrument
In-Lieu Fee Enabling Instrument Program**

Staff recommends approval of the Enabling Instrument Program between the U.S. Army Corps of Engineers (USACE) to allow the Pima County Flood Control District (PCFCD) to establish an In-Lieu Fee Program (ILF Program) to provide compensatory mitigation of unavoidable impacts to Waters of the United States (WOTUS), which result from activities authorized by the USACE. The Enabling Instrument establishes guidelines, responsibilities and standards for the development, implementation, use, operation and maintenance of the ILF Program. Approved

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Hearing - Code Text Amendment

ORDINANCE NO. 2020 - FC1, of the Board of Directors of the Pima County Flood Control District, relating to district lands and facilities; revising the Public Lands and Facilities Ordinance, Title 21 of the Pima County Code. Approved

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Conservation Easement for Canoa Ranch In-Lieu Fee Project

The Pima County Flood Control District (PCFCD) will be establishing an In-Lieu Fee (ILF) project at Canoa Ranch to provide compensatory mitigation for projects authorized under Section 404 of the Clean Water Act and a Conservation Easement. Approval of the Conservation Easement in substantially this form for the 300-acre Canoa Ranch property and authorization for the Real Property Manager to sign and record the Conservation Easement. Approved

Contract

Pima County, **Pima County Flood Control District** and Town of Marana to provide an Intergovernmental Agreement, Acq-1014, regarding open space near the El Rio Preserve, no cost/20 year term. Approved

✓ **October 6, 2020**

United States Department of the Interior, U.S. Geological Survey, to provide a joint funding agreement for water resource investigations, Flood Control Ops Fund, contract amount \$65,811.00/4 year term (CT-FC-21-179). Approved

Regional Flood Control District Projects and Programs Update

Eric Shepp reviewed the Kellis violation with the committee (see attached).

Eric Shepp stated that the District met all the prerequisites of the to become a Class 4 community under the Community Rating System. The District may become a Class 3 community with the next audit.

CALL TO THE AUDIENCE

No business.

AGENDA ITEMS – October 21, 2020 MEETING

1. El Rio Preserve Presentation
2. Living River Report

The meeting adjourned at 8:59 a.m.