

**COCHISE COUNTY FLOOD CONTROL DISTRICT
MINUTES OF THE MEETING OF AUGUST 14, 2012**

A meeting of the Cochise County Flood Control Board was held on Tuesday, August 14, 2012 at 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona. In attendance were Richard Searle, Chairman and Ann English, Director; Director Call was absent. Also in attendance were: Jim Vlahovich, Deputy County Administrator; Britt Hanson, Chief Civil Deputy County Attorney; and Katie Howard, Clerk of the Board.

THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT THE MEETING

ROLL CALL – Directors Richard Searle, Ann English, present; Director Call was absent.

The meeting was called to order at 10:02 a.m.

Chairman Searle opened the Call to the Public; no one wished to address the Board so he closed the Call to the Public.

ACTION

ITEM 1

Community Development

Adopt Resolution FCD 12-01 authorizing the acquisition of lands above appraised value for a Flood Control Project in the Willow Lakes area as described therein.

Ms. Karen Riggs, Interim Director, Community Development presented this item. Ms. Riggs explained that they have been working on this project for years. Willow Lakes was initially developed in 1971 and is located 7 miles north of Benson. There have been flooding issues since then and the Highways & FloodPlain (H&FP) Department has been looking for a resolution to the problem. She showed an aerial map of the subdivision and highlighted Ocotillo Road. She recounted that berms had been built but there had not been maintenance on them. She discussed options reviewed and described the 2 properties being discussed today. She stated that the Board had previously approved acquiring right-of-way (ROW) on the northern parcel. Before the Board today, she said, is a request to acquire the ROW at more than the appraised value for the two properties. The owners, who are a brother and sister, are not willing to sell at the appraised value. She pointed out that the total price amounts to approximately \$2,000 more than appraised value. The ROW budget is \$30,000, she said and approval of this request would increase that to \$32,000. She added that the H&FP Department has reduced the amount of ROW requested from the 2 owners. The current design allows the use of the least amount of land possible to accomplish flood control and includes a 20' strip on the eastern edge and 35' of the southwest corner. The Board's initial authorization was for "up to the appraised value" and that is why she brought this request back to the Board.

Chairman Searle thanked Ms. Riggs and Terry Couchenour, ROW Agent, for their work on this project. He told the Board that during rains, the water comes from the South and tunnels under the berm. By channeling the water to the east, it will prevent a major failure to the subdivision.

Supervisor English stated that she understands the concept and appreciates the work done on project but does not like to be held hostage to people who want more than appraised value and will not pay more. We're trying to protect public.

Director English made a motion to Adopt Resolution FCD 12-01 authorizing the acquisition of lands above the appraised value for a Flood Control Project in the Willow Lakes area as described therein. Chairman Searle seconded the motion.

Chairman Searle then called for a vote on the motion and it failed: 1-1 (English opposed; Call absent).

There being no other business before the Flood Control District Board, Chairman Searle adjourned the meeting at 10:14 a.m.

APPROVED:

Richard Searle, Chairman

ATTEST:

Katie A. Howard, Clerk of the Board

(SUPPORTING DOCUMENTATION IS AVAILABLE AT THE BOARD OF SUPERVISORS' OFFICE)