



NOTICE OF PUBLIC MEETING AND EXECUTIVE SESSION
PINAL COUNTY FLOOD CONTROL DISTRICT
BOARD OF DIRECTORS
AGENDA

Wednesday, September 28, 2022

9:30 AM - CALL TO ORDER

PINAL COUNTY ADMINISTRATIVE COMPLEX
BOARD OF SUPERVISORS HEARING ROOM
135 N. PINAL STREET
FLORENCE, AZ 85132

BUSINESS BEFORE THE BOARD

(Consideration/Approval/Disapproval of the following:)

(1) **CONSENT ITEMS:**

All items indicated by an asterisk (*) will be handled by a single vote as part of the consent agenda, unless a Board Member, County Manager, or member of the public objects at the time the agenda item is called.

- * A. Discussion/approval/disapproval of Minutes from August 3, 2022, Board of Directors Flood Control District Meeting. (Natasha Kennedy)
- * B. Discussion/approval/disapproval of the authorization of the Chairman of the Pinal County Flood Control District Board of Directors to sign the community acknowledgment section of the Conditional Letter of Map Revision (CLOMR) application for the Zone AE floodplain which impacts the Desert Cedars development within Maricopa, Supervisor District #1. The CLOMR submittal requests an adjustment to the limits of the AE Zone resulting from the fill placed at adjacent properties. The study area is within a portion of Section 27, Township 4 South, Range 3 East, Gila and Salt River Base and Meridian, Pinal County, Arizona. The FEMA Effective FIRM Panel for the study area is the Pinal County Panel 0741F, Map Numbers 04021C0741F, Effective Date June 16th, 2014. Supervisor District #1. (FL22-005) (Joshua Plumb/Andrew Smith)

ADJOURNMENT

(SUPPORTING DOCUMENTS ARE AVAILABLE AT THE CLERK OF THE BOARD OF SUPERVISORS' OFFICE AND AT <https://pinal.novusagenda.com/AgendaPublic/>)

NOTE: One or more members of the Board may participate in this meeting by telephonic conference call.

The Board may go into Executive Session for the purpose of obtaining legal advice from the County's Attorney(s) on any of the above agenda items pursuant to A.R.S. 38-431.03(A)(3).

In accordance with the requirement of Title II of the Americans with Disabilities Act (ADA), the Pinal County Board of Supervisors and Pinal County Board of Directors do not discriminate against qualified individuals with

disabilities admission to public meetings. If you need accommodation for a meeting, please contact the Clerk of the Board Office at (520) 866-6068, at least (3) three business days prior to the meeting (not including weekends or holidays) so that your request may be accommodated.

Meeting Notice of Posting



AGENDA ITEM

September 28, 2022 ADMINISTRATION BUILDING A
FLORENCE, ARIZONA

REQUESTED BY:

Funds #:

Dept. #:

Dept. Name: Clerk of the Board

Director: Natasha Kennedy

BRIEF DESCRIPTION OF AGENDA ITEM AND REQUESTED BOARD ACTION:

Discussion/approval/disapproval of Minutes from August 3, 2022, Board of Directors Flood Control District Meeting.
(Natasha Kennedy)

BRIEF DESCRIPTION OF THE FISCAL CONSIDERATIONS AND/OR EXPECTED FISCAL IMPACT OF THIS AGENDA ITEM:

BRIEF DESCRIPTION OF THE EXPECTED PERFORMANCE IMPACT OF THIS AGENDA ITEM:

MOTION:

Approve as presented.

History		
Time	Who	Approval

ATTACHMENTS:

Click to download

☐ [Minutes FCD](#)



PINAL COUNTY

WIDE OPEN OPPORTUNITY

**PINAL COUNTY FLOOD CONTROL DISTRICT
BOARD OF DIRECTORS
MINUTES
Wednesday, August 3, 2022
11:36 AM**

BOARD OF DIRECTORS

Chairman Jeffrey McClure
Director, District 4

Vice-Chairman Jeff Serdy
Director, District 5

Kevin Cavanaugh
Director, District 1

Mike Goodman
Director, District 2

Stephen Q. Miller
Director, District 3

PINAL COUNTY ADMINISTRATIVE COMPLEX
BOARD OF SUPERVISORS HEARING ROOM
135 N. PINAL STREET
FLORENCE, AZ 85132

All presentations are attached to the Agenda at:
[Click Here to View the Flood Control District Agenda](#)

and a Video Recording of this meeting can be viewed at:
[Click Here to View Video Recording](#)

The Pinal County Flood Control District Board of Directors convened at 11:36 a.m. this date. The meeting was called to order by Chairman McClure.

Members Present: Chairman Jeffrey McClure; Vice-Chairman Jeff Serdy; Director Mike Goodman; Director Stephen Q. Miller

Members Present Telephonically: Director Kevin Cavanaugh

Staff Present: County Manager, Leo Lew; Chief Civil Deputy County Attorney, Chris Keller; Clerk of the Board, Natasha Kennedy and Deputy Clerk of the Board, Kelsey Pickard

(1) CONSENT ITEMS:

All items indicated by an asterisk (*) will be handled by a single vote as part of the consent agenda, unless a Board Member, County Manager, or member of the public objects at the time the agenda item is called.

Chairman McClure asked if there were any requests from a Board Member, staff or the audience to remove any consent agenda items for discussion. There being none.

Item Action: Approved Consent Agenda Items A and B

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Miller

To approve Consent Agenda Items A and B.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- * A. Discussion/approval/disapproval of Minutes from June 22, 2022, and July 6, 2022, Board of Directors Flood Control District Meeting. (Natasha Kennedy)
- * B. Discussion/approval/disapproval of Resolution No. 080322-FL22-003 authorizing the Pinal County Flood Control District to enter into an Intergovernmental Agreement with the Town of Superior, and authorizing the Chair of the Pinal County Flood Control Board of Directors to execute the agreement. The purpose of this agreement is to define the design, construction, operation, and maintenance responsibilities, for compliance with the National Flood Insurance Program, in regard to the Flood Control Improvements proposed along Church Avenue within the Town of Superior. Supervisor District #5. (FL22-003) (Joshua Plumb/Andrew Smith)

11:37 a.m. – Chairman McClure adjourned the August 3, 2022, Pinal County Flood Control District Board of Directors Meeting and convened the Pinal County Public Health Services District Board of Directors Meeting.

**PINAL COUNTY
FLOOD CONTROL DISTRICT
BOARD OF DIRECTORS**

Jeffrey McClure, Chairman

ATTEST:

Natasha Kennedy, Clerk of the Board

Minutes Prepared By: Kelsey Pickard, Deputy Clerk of the Board

Approval of Minutes: September 28, 2022



AGENDA ITEM

September 28, 2022 ADMINISTRATION BUILDING A
FLORENCE, ARIZONA

REQUESTED BY:

Funds #: 68

Dept. #: 311

Dept. Name: Flood Control District

Director: Andrew Smith

BRIEF DESCRIPTION OF AGENDA ITEM AND REQUESTED BOARD ACTION:

Discussion/approval/disapproval of the authorization of the Chairman of the Pinal County Flood Control District Board of Directors to sign the community acknowledgment section of the Conditional Letter of Map Revision (CLOMR) application for the Zone AE floodplain which impacts the Desert Cedars development within Maricopa, Supervisor District #1. The CLOMR submittal requests an adjustment to the limits of the AE Zone resulting from the fill placed at adjacent properties. The study area is within a portion of Section 27, Township 4 South, Range 3 East, Gila and Salt River Base and Meridian, Pinal County, Arizona. The FEMA Effective FIRM Panel for the study area is the Pinal County Panel 0741F, Map Numbers 04021C0741F, Effective Date June 16th, 2014. Supervisor District #1. (FL22-005) (Joshua Plumb/Andrew Smith)

BRIEF DESCRIPTION OF THE FISCAL CONSIDERATIONS AND/OR EXPECTED FISCAL IMPACT OF THIS AGENDA ITEM:

There are no expected fiscal considerations or impacts associated with this agenda item.

BRIEF DESCRIPTION OF THE EXPECTED PERFORMANCE IMPACT OF THIS AGENDA ITEM:

The review of Conditional Letters of Map Revision is a requirement because of Pinal County's participation in the National Flood Insurance Program and is not related to any specific performance measure.

MOTION:

Approved as presented

History		
Time	Who	Approval
9/20/2022 7:47 AM	County Attorney	Yes
9/20/2022 8:10 AM	Budget Office	Yes
9/20/2022 8:35 AM	County Manager	Yes
9/20/2022 10:50 AM	Clerk of the Board	Yes

ATTACHMENTS:

Click to download

☐ [Overview & Concurrence form](#)

DEPARTMENT OF HOMELAND SECURITY
Federal Emergency Management Agency
OVERVIEW & CONCURRENCE FORM

OMB Control Number: 1660-0016
Expiration: 1/31/2024

PAPERWORK BURDEN DISCLOSURE NOTICE

Public reporting burden for this form is estimated to average 1 hours per response. The burden estimate includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing, reviewing, and submitting the form. You are not required to respond to this collection of information unless it displays a valid OMB control number. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing this burden to: Information Collections Management, Department of Homeland Security, Federal Emergency Management Agency, 500 C Street, SW, Washington, DC 20472 , Paperwork Reduction Project (1660-0016). Submission of the form is required to obtain or retain benefits under the National Flood Insurance Program. **Please do not send your completed survey to the above address.**

PRIVACY ACT STATEMENT

AUTHORITY: The National Flood Insurance Act of 1968, Public Law 90-448, as amended by the Flood Disaster Protection Act of 1973, Public Law 93-234.

PRINCIPAL PURPOSE(S): This information is being collected for the purpose of determining an applicant's eligibility to request changes to National Flood Insurance Program (NFIP) Flood Insurance Rate Maps (FIRM).

ROUTINE USE(S): The information on this form may be disclosed as generally permitted under 5 U.S.C § 552a(b) of the Privacy Act of 1974, as amended. This includes using this information as necessary and authorized by the routine uses published in DHS/FEMA/NFIP/LOMA-1 National Flood Insurance Program (NFIP); Letter of Map Amendment (LOMA) February 15, 2006, 71 FR 7990.

DISCLOSURE: The disclosure of information on this form is voluntary; however, failure to provide the information requested may delay or prevent FEMA from processing a determination regarding a requested change to a (NFIP) Flood Insurance Rate Maps (FIRM).

A. REQUESTED RESPONSE FROM DHS-FEMA

This request is for a (check one):

☒ CLOMR: A letter from DHS-FEMA commenting on whether a proposed project, if built as proposed, would justify a map revision or proposed hydrology changes (See 44 CFR Ch. 1, Parts 60, 65 & 72). All CLOMRs require documentation of compliance with the Endangered Species Act. Refer to the Instructions for details.

☐ LOMR: A letter from DHS-FEMA officially revising the current NFIP map to show the changes to floodplains, regulatory floodway or flood elevations. (See 44 CFR Ch. 1, Parts 60, 65 & 72).

B. OVERVIEW

1. The NFIP map panel(s) affected for all impacted communities is (are):

Community No.	Community Name	State	Map No.	Panel No.	Effective Date
040077	Pinal County	AZ	04021C	0741F	08/1122022

2. a. Flooding Source: Vekol Wash Tributary, Vekol Channel, Vekol Wash Tributary Split Flow

b. Types of Flooding: ☒ Riverine ☐ Coastal ☐ Shallow Flooding (e.g., Zones AO and AH)
☐ Alluvial Fan ☐ Lakes ☐ Other (Attach Description)

3. Project Name/Identifier: Vekol Wash Tributary - Desert Cedars

4. FEMA zone designations (choices: A, AH, AO, A1-A30, A99, AE, AR, V, V1-V30, VE, B, C, D, X)

a. Effective: AE

b. Revised: X

5. Basis for Request and Type of Revision:

a. The basis for this revision request is (check all that apply)

- | | | | |
|---|--|---|---|
| <input type="checkbox"/> Physical Change | <input type="checkbox"/> Improved Methodology/Data | <input type="checkbox"/> Regulatory Floodway Revision | <input type="checkbox"/> Base Map Changes |
| <input type="checkbox"/> Coastal Analysis | <input checked="" type="checkbox"/> Hydraulic Analysis | <input checked="" type="checkbox"/> Hydrologic Analysis | <input type="checkbox"/> Corrections |
| <input type="checkbox"/> Weir-Dam Changes | <input type="checkbox"/> Levee Certification | <input type="checkbox"/> Alluvial Fan Analysis | <input type="checkbox"/> Natural Changes |
| <input type="checkbox"/> New Topographic Data | <input type="checkbox"/> Other (Attach Description) | | |

Note: A photograph and narrative description of the area of concern is not required, but is very helpful during review.

b. The area of revision encompasses the following structures (check all that apply)

- Structures:
- | | | |
|---|--|---|
| <input type="checkbox"/> Channelization | <input type="checkbox"/> Levee/Floodwall | <input type="checkbox"/> Bridge/Culvert |
| <input type="checkbox"/> Dam | <input checked="" type="checkbox"/> Fill | <input type="checkbox"/> Other (Attach Description) |

6. ☒ Documentation of ESA compliance is submitted (required to initiate CLOMR review). Please refer to the instructions for more information.

C. REVIEW FEE

Has the review fee for the appropriate request category been included? ☒ Yes Fee amount: \$ 6,500
☐ No, Attach Explanation

• Please see the DHS-FEMA Web site at <http://www.fema.gov/forms-documents-and-software/flood-map-related-fees> for Fee Amounts and Exemptions.

D. SIGNATURES

1. REQUESTOR'S SIGNATURE

All documents submitted in support of this request are correct to the best of my knowledge. I understand that any false statement may be punishable by fine or imprisonment under Title 18 of the United States Code, Section 1001.

Name: Jeffrey R. Minch, P.E., CFM	Company: Wood, Patel & Associates, Inc.	
Mailing Address: Wood, Patel & Associates, Inc 2051 W Northern Ave #100 Phoenix, AZ 85021	Daytime Telephone: 602-335-8577	Fax No.: 602-335-8580
	E-mail Address: jminch@woodpatel.com	
	Date: July 28, 2022	

Signature of Requestor (required):



2. COMMUNITY CONCURRENCE

As the community official responsible for floodplain management, I hereby acknowledge that we have received and reviewed this Letter of Map Revision (LOMR) or conditional LOMR request. Based upon the community's review, we find the completed or proposed project meets or is designed to meet all of the community floodplain management requirements, including the requirements for when fill is placed in the regulatory floodway, and that all necessary Federal, State, and local permits have been, or in the case of a conditional LOMR, will be obtained. For Conditional LOMR requests, the applicant has documented Endangered Species Act (ESA) compliance to FEMA prior to FEMA's review of the Conditional LOMR application. For LOMR requests, I acknowledge that compliance with Sections 9 and 10 of the ESA has been achieved independently of FEMA's process. For actions authorized, funded, or being carried out by Federal or State agencies, documentation from the agency showing its compliance with Section 7(a)(2) of the ESA will be submitted. In addition, we have determined that the land and any existing or proposed structures to be removed from the SFHA are or will be reasonably safe from flooding as defined in 44CFR 65.2(c), and that we have available upon request by FEMA, all analyses and documentation used to make this determination.

Community Official's Name and Title: Jeffrev McClure. Chairman. Pinal Countv Flood Control District Board of Directors

Mailing Address: PO Box 827 Florence, AZ 85132	Community Name: Pinal Countv	
	Daytime Telephone: 520-866-3960	Fax No.: 520-866-3962
	E-mail Address: BOSChair@pinal.gov	

Community Official's Signature (required):

Date:

3. CERTIFICATION BY REGISTERED PROFESSIONAL ENGINEER AND/OR LAND SURVEYOR

This certification is to be signed and sealed by a licensed land surveyor, registered professional engineer, or architect authorized by law to certify elevation information data, hydrologic and hydraulic analysis, and any other supporting information as per NFIP regulations paragraph 65.2(b) and as described in the MT-2 Forms Instructions. All documents submitted in support of this request are correct to the best of my knowledge. I understand that any false statement may be punishable by fine or imprisonment under Title 18 of the United States Code, Section 1001.

Certifier's Name: Jeffrey R. Minch, P.E., CFM

License No.: 24999

Expiration Date:

Company Name: Wood, Patel & Associates, Inc.

Mailing Address:

Telephone No.: 602-335-8577

Fax No.: 602-335-8580

Wood, Patel & Associates, Inc
2051 W Northern Ave #100
Phoenix, AZ 85021

E-mail Address: jminch@woodpatel.com

Signature:



Date: July 28, 2022

Ensure the forms that are appropriate to your revision request are included in your submittal.**Form Name and (Number)****Required if ...**☒ Riverine Hydrology and Hydraulics Form (Form 2)

New or revised discharges or water-surface elevations

☐ Riverine Structures Form (Form 3)

Channel is modified, addition/revision of bridge/culverts, addition/revision of levee/floodwall, addition/revision of dam

☐ Coastal Analysis Form (Form 4)

New or revised coastal elevations

☐ Coastal Structures Form (Form 5)

Addition/revision of coastal structure

☐ Alluvial Fan Flooding Form (Form 6)

Flood control measures on alluvial fans





AGENDA ITEM

September 28, 2022 ADMINISTRATION BUILDING A
FLORENCE, ARIZONA

REQUESTED BY:

Funds #:

Dept. #:

Dept. Name: Clerk of the Board

Director: Natasha Kennedy

BRIEF DESCRIPTION OF AGENDA ITEM AND REQUESTED BOARD ACTION:

Meeting Notice of Posting

BRIEF DESCRIPTION OF THE FISCAL CONSIDERATIONS AND/OR EXPECTED FISCAL IMPACT OF THIS AGENDA ITEM:

BRIEF DESCRIPTION OF THE EXPECTED PERFORMANCE IMPACT OF THIS AGENDA ITEM:

MOTION:

History	Who	Approval
Time		

ATTACHMENTS:

Click to download

☐ [Notice of Posting](#)



PINAL COUNTY

WIDE OPEN OPPORTUNITY

MEETING NOTICE OF POSTING

STATE OF ARIZONA

COUNTY OF PINAL

I, Natasha Kennedy, being duly sworn upon her oath, says as follows:

I am the appointed Clerk of the Pinal County Board of Supervisors.

In my position as Clerk of the Board of Supervisors and Board of Directors, I am responsible for posting all Agendas.

Pursuant to A.R.S. 38-431.02 notice is hereby given that the Pinal County Board of Supervisors and Pinal County Board of Directors will hold a Regular meeting on **Wednesday, September 28, 2022 at 9:30 a.m.** in the Board Hearing Room, 1891 Historic Courthouse, Administrative Complex, located at 135 N. Pinal Street, Florence, Arizona 85132.

Board Meetings are broadcasted live and the public may access the meeting at <https://www.pinalcountyaz.gov/bos/Pages/LiveStreaming.aspx>

Board Agendas are available at <https://pinal.novusagenda.com/AgendaPublic/>

At any time during business hours, citizens may reach the Clerk of the Board Office at (520) 866-6068 or via email at ClerkoftheBoard@pinal.gov for information about Board meeting participation.


Note: One or more members of the Board may participate in this meeting by telephonic conference call.

I hereby further certify that I caused to be posted this Friday, September 23, 2022, around 1:00 PM the Regular Agenda, Flood Control District Agenda, Public Health Services District Agenda, and Executive Session as follows:

1. A kiosk located outside the front entrance to The Old Historical Courthouse, Administrative Complex Building, 135 North Pinal Street, Florence, Arizona 85132
2. County website under Meetings located at www.pinal.gov
3. Emailed the NOVUS Agenda Distribution List and Clerk of the Board Notification Distribution List

WITNESS my official signature and corporate seal of Pinal County, Arizona this 23rd day of September, 2022.




Natasha Kennedy
Clerk of the Board
Board of Supervisors of Pinal County, Arizona

CLERK OF THE BOARD OF SUPERVISORS

1891 Historic Courthouse | 135 North Pinal Street | P.O. Box 827 | Florence, AZ 85132 | T: 520-866-6068
www.pinal.gov