

**MAGMA FLOOD CONTROL DISTRICT**  
**MINUTES OF THE**  
**WEDNESDAY, AUGUST 7, 2019 MEETING**

The Regular Meeting was called to order by Board President Vinson Dobson at 4:03 p.m. at the Florence Unified School District Anthem K-8 Band Room, 2700 N. Anthem Way Florence, Arizona. Appearing telephonically were District Board President Vinson Dobson, Director James Kenny and Director Tyler LeSueur. Also present in person at the Meeting were Kent Pace, General Manager and District Counsel Stephen R. Cooper. The Meeting was properly posted within the boundaries of the District and a phone number of 1-800-829-7603 was provided for individuals residing within and without the District to appear telephonically for the Meeting. There were no public members present and introductions were not necessary.

General Manager Kent Pace gave a brief update on issues involving dam desiccation related surface cracking and erosion issues. This included the May 9, 2019 Meeting with NRCS, ADWR, JE Fuller, Wood and the District as to surface cracking on the dam. The purpose of the May 9<sup>th</sup> meeting was to complete a site tour of the dam (including inspection of surface cracking on the dam, areas which had been previously repaired, unrepaired areas with low to moderate cracking to monitor progression of the features, and areas for which a trial test section repair had been performed), review project test study results, and discuss approaches to repair dam cracking. The meeting resulted in a general consensus from all attendees that the District should proceed with the repair project outlined in agenda item #11.

The next topic was vegetation/weed control—removing woody shrubbery and trees from the dam and vegetation from the drainage channels. Vegetation & weed control services were completed during the month of July. Supplemental follow-up brush control services will occur in the next few months.

General Manager Kent Pace also noted the District submitted final documents needed to apply for grant funding for the Middle Magma Regional Flood Control Project. If the grant is approved, the funds would be used for historic flood control issues in Middle Magma region. General Manager Pace noted that, within the last 3 years, the District had completed rehabilitation projects on the dam and the Upper and Lower Magma channels at a cost of nearly \$25 million (the majority of which came from federal grants). The Middle Magma grant would allow the District to address the only section of the Magma watershed that has never been improved or received federal funding.

General Manager Pace also reported that the Board Member election for 2019 is uncontested. The only nominating petitions received were from the two incumbent directors which were up for re-election.

The next item of business was consideration of the approval of the Minutes of the Regular Board Minutes of March 27, 2019 and to ratify the actions of the March 27, 2019 Meeting. A motion was made by Tyler LeSueur to approve the Regular Meeting and to ratify the actions taken at the Meeting. James Kenny seconded this motion. Thereafter, the Minutes for the Regular Session were approved and the actions taken were ratified. A motion was then made by Tyler LeSueur to approve the Executive Session Minutes of the March 27, 2019 Meeting. It was

seconded by James Kenny and was thereafter approved with President Dobson abstaining from voting.

Director Tyler LeSueur moved to go into Executive Session which was seconded by Director James Kenny. The motion was approved.

The next item of business was an Executive Session which was conducted from 4:12 p.m. to 4:30 p.m. and thereafter the public meeting was reconvened.

The next item of business was consideration and possible approval of Resolution 2019-8.1 a written procurement policy for the District. General Manager Pace noted he was seeking approval to implement a purchasing and procurement policy for the District because of new compliance requirements for federal grants. Adopting a written procurement policy is also recommended by the District auditors and is required by government auditing standards. A motion was made by Director Tyler LeSueur and seconded by Director James Kenny to approve Resolution 2019-8.1 and the District Procurement Policy was unanimously approved.

The next item of business was to approve a combined Resolution 2019-8.2 to allow for Pinal County Treasurer to purchase, hold, and sell interest bearing securities (as authorized by law) on behalf of the District, as well as to authorize General Manager Pace and Assistant Secretary Larry Pfeiffer to issue warrants and to complete other banking functions on behalf of the District. A motion was made by Director Tyler LeSueur to approve the Resolution and was seconded by Director James Kenny. The motion was thereafter approved unanimously.

The next item of business was discussion of the budget for fiscal year 2019-2020. General Manger Pace noted the proposed budget would be \$3,814,198 dollars. MFCD's expenses and distributions would be limited to the actual revenues it received (or the District's actual cash

position) as detailed within the proposed budget form. General Manager Kent Pace next gave a brief update of District business and noted:

- The proposed budget will be \$3,814,198 dollars for fiscal year 2019-2020.
- The proposed tax rate will be 1.0784% for fiscal year 2019-2020 (property tax year 2019).

General Manager Kent Pace noted the proposed budget for fiscal year 2019-2020 allows the District to pursue 1) the Rock Mulch & Hydroseeding project, and 2) Phase I of the Middle Magma Regional Flood Control Project (if the federal grant is approved). These projects will be subject to review and approval by the Board. A motion was made by Director Tyler LeSueur and seconded by Director James Kenny to approve the budget for fiscal year 2019-2020. Thereafter, this matter was approved.

The next item of business was discussion of the 2019-2020 tax rate. The Board Members discussed that the proposed tax rate of 1.0784% is the same rate as the prior tax year. The reason for keeping the current tax rate preserves the option of pursuing the rock mulch and hydroseeding project as well as and the Middle Magma Regional Flood Control Project. A motion was made by Director Tyler LeSueur and seconded by Director James Kenny to establish a tax rate of 1.0784% which would generate property tax revenues in the District of approximately \$725,714.00 dollars for fiscal year 2019-2020. Thereafter, this matter was unanimously approved.

The next item of business was approval of the future meetings schedule for the District. President Dobson noted meetings that occur on the first Tuesday of the month conflict with other meetings. It was proposed the District hold the following scheduled meetings for FY 2019-2020:

September 11, 2019  
December 11, 2019

March 11, 2020

June 10, 2020

It was further noted these meetings would begin at 4:00 p.m. at the Florence Unified School District Anthem K-8 Band Room where the District now holds its meetings. President Dobson moved to approve the proposed meeting schedule and was seconded by Director Tyler LeSueur and thereafter it was approved.

The next item of business was consideration and possible authorization for the General Manger to take all actions needed to:

- 1) Finalize construction plans and documents for the MFRS (dam) surface cracking repairs, hydroseeding, and rock mulch.
- 2) Initiate a request for bids for construction of the project.

A motion was made by Director Tyler LeSueur and seconded by Director James Kenny and thereafter it was approved.

The next items of business were Board reports. Director Tyler LeSueur noted there have been road repairs and shoulder work near the Magma dam. There were no other reports to come before the Board.

The next item of business was General Manger reports. There were no other reports.

The next item of business was other business which came before the Board. There were no items of other business.

The next item of business was adjournment of the meeting at 4:48 p.m.

**RESPECTFULLY SUBMITTED** this \_\_\_\_ day of August, 2019.

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**STEPHEN R. COOPER, Attorney for  
MAGMA FLOOD CONTROL DISTRICT**