



BOARD OF SUPERVISORS AGENDA ITEM SUMMARY

Requested Board Meeting Date: November 5, 2013

ITEM SUMMARY, JUSTIFICATION &/OR SPECIAL CONSIDERATIONS:

In exercising its power of eminent domain, the Pima County Regional Flood Control District follows the rules and regulations established by the Uniform Relocation Assistance and Real Property Acquisition Act, 49 C.F.R. Part 24, (the "Uniform Act") for all projects that receive federal funding. In 2013, the Arizona Legislature amended A.R.S. Section 11-968 requiring political subdivisions of the State of Arizona, including county flood control districts, to adopt relocation assistance rules and regulations that are not in conflict with the laws of this state and that provide, at a minimum, the levels of relocation assistance prescribed in the Uniform Act.

The purpose of this resolution is to adopt relocation assistance rules for the Pima County Flood Control District that are in conformance with the laws of this state and the federal Uniform Act.

CONTRACT NUMBER (if applicable): _____

STAFF RECOMMENDATION(S):

Staff recommends approval.

CORPORATE HEADQUARTERS: _____

CLERK OF BOARD USE ONLY: BOX M.G. _____

ITEM NO. _____

PIMA COUNTY COST: \$ 0 and/or REVENUE TO PIMA COUNTY: \$ 0

FUNDING SOURCE(S): NA
(i.e., General Fund, State Grant Fund, Federal Fund, Stadium D Fund, etc.)

Advertised Public Hearing:

☐ YES ☒ NO

Board of Supervisors District:

1 ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☐ All ☒

IMPACT:

IF APPROVED:

The Pima County Flood Control District will be in compliance with the Real Property Acquisition Act found at 49 C.F.R. Part 24 and State law as required by A.R.S. Section 11-968.

IF DENIED:

The Pima County Flood Control District will not be in compliance with the Real Property Acquisition Act found at 49 C.F.R. Part 24 and State law as required by A.R.S. Section 11-968.

DEPARTMENT NAME: Regional Flood Control District

DEPARTMENT DIRECTOR: Suzanne Shields, P.E.

DIRECTOR'S SIGNATURE: Suzanne Shields 10/14/13
Date

CONTACT PERSON: Tamara Jorde TELEPHONE NO.: 724-4680

**Return item to processing contact person.*

RESOLUTION NO. 2013-_____

A RESOLUTION OF THE PIMA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS APPROVING AND AUTHORIZING THE ADOPTION BY REFERENCE OF THE RELOCATION ASSISTANCE RULES AND REGULATIONS CONTAINED IN THE UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION ACT FOUND AT 49 C.F.R. PART 24 AS REQUIRED BY A.R.S. SECTION 11-968.

- A. In the exercise of its power of eminent domain, the Pima County Regional Flood Control District follows the rules and regulations established by the Uniform Relocation Assistance and Real Property Acquisition Act, 49 C.F.R. Part 24, (the "Uniform Act") for all projects that receive federal funding.
- B. The Arizona Legislature amended A.R.S. Section 11-968 to require the Pima County Regional Flood Control District to adopt relocation assistance rules and regulations that are not in conflict with the laws of this State and that provide, at a minimum, the levels of relocation assistance prescribed in the Uniform Act.
- C. The Pima County Flood Control District Board of Directors finds that adoption of the relocation assistance rules and regulations as provided in the Uniform Act are in the best interests of the District and its residents.

NOW, THEREFORE, BE IT RESOLVED, that the rules and regulations for uniform relocation assistance found in the Uniform Relocation Assistance and Real Property Acquisition Act at 49 C.F.R. Part 24 and as the same may be amended from time to time are hereby adopted for use as the relocation assistance rules and regulations for the Pima County Regional Flood Control District.

PASSED, ADOPTED AND APPROVED this _____ day of _____, 2013.

**PIMA COUNTY FLOOD CONTROL DISTRICT
BOARD OF DIRECTORS:**

Ramón Valadez, Chairman, Board of Directors

ATTEST:

Robin Brigode, Clerk of Board

Approved as to form:



Hal Gilbreath, Deputy County Attorney