



**BOARD OF SUPERVISORS AGENDA ITEM REPORT**

Requested Board Meeting Date: November 10, 2015

**Title:** Resolution of the Pima County Flood Control District Board of Directors Authorizing to Condemn for the Santa Cruz River: Camino del Cerro to Grant Road Project

**Introduction/Background:**

Pima County Flood Control District ("District") plans to access and maintain certain bank protection and related improvements for the Santa Cruz River: Camino del Cerro to Grant Road Project ("Project") and requires certain interests in real property for the Project.

**Discussion:**

In order to access and maintain existing bank protection and related improvements, the District may need to exercise its power of eminent domain to acquire certain interests in real property if the interests cannot be obtained in a timely manner through negotiation.

**Conclusion:**

The Pima County Attorney should be authorized to institute condemnation proceedings to acquire real property interests for the Project.

**Recommendation:**

Staff recommends that the Board of Directors approve the Resolution authorizing the Pima County Attorney to condemn real property interests for the Project.

**Fiscal Impact:**

N/A

**Board of Supervisor District:**

- 1                       2                       3                       4                       5                       All

Department: Real Property Services Telephone: 724-6713

Department Director Signature/Date: [Signature] 10-8-15

Deputy County Administrator Signature/Date: [Signature] 10/8/15

County Administrator Signature/Date: [Signature] 10/8/15

RESOLUTION NO. 2015- \_\_\_\_\_

**RESOLUTION OF THE PIMA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS AUTHORIZING THE PIMA COUNTY ATTORNEY TO CONDEMN REAL PROPERTY INTERESTS WHERE NECESSARY FOR THE SANTA CRUZ RIVER: CAMINO DEL CERRO TO GRANT ROAD PROJECT IN SECTION 34 OF TOWNSHIP 13 SOUTH, RANGE 13 EAST, G&SRM.**

**The Board of Directors of Pima County Flood Control District, Arizona finds:**

1. Pima County Flood Control District plans to access and maintain certain bank protection and related improvements for the Santa Cruz River: Camino del Cerro to Grant Road Project (the "Project") located in Section 34 of Township 13 South, Range 13 East, G&SRM, for the benefit of the public; and
2. The Board of Directors of Pima County Flood Control District finds it is necessary to exercise its powers of eminent domain, pursuant to A.R.S. § § 12-1111, 48-3603, and 48-3621, to acquire interests in the real property depicted in attached Exhibit "A" in order to maintain the Project;

**NOW, THEREFORE, BE IT RESOLVED** that the Pima County Attorney be and is hereby authorized and directed to institute condemnation proceedings to acquire real property interests for the above described Project, from the real property shown on the attached Exhibit "A".

Passed and adopted this \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Chair, Pima County Flood Control Board of Directors

ATTEST:

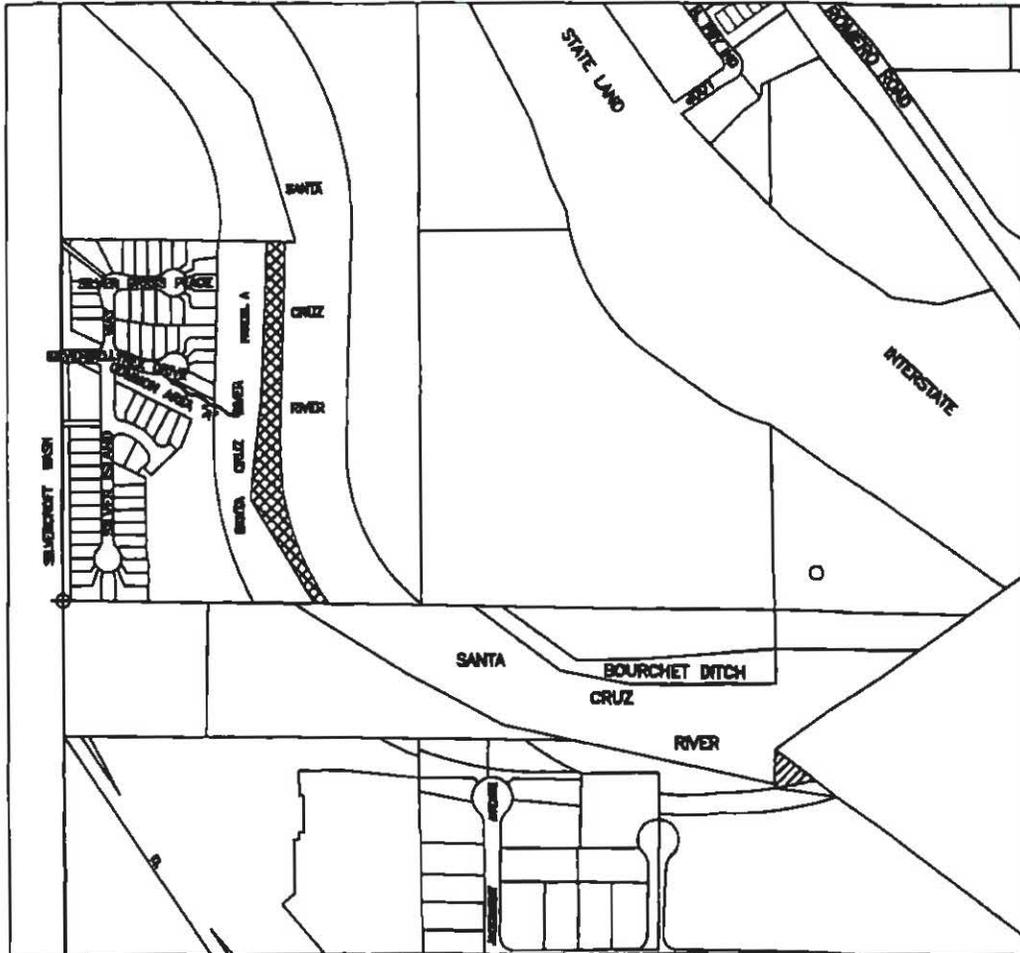
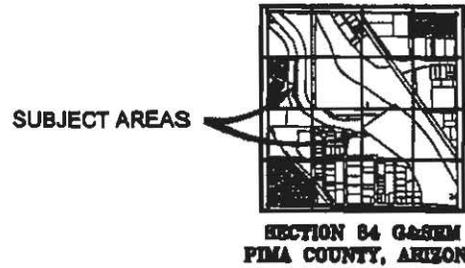
APPROVED AS TO FORM:

\_\_\_\_\_  
Clerk of the Board of Directors

  
\_\_\_\_\_  
Deputy County Attorney  
**ANDREW FLAGG**

Board of Supervisors Approval:		S <u>34</u> /T <u>13S</u> /R <u>13E</u>	
Agent: DH	File #: 11,331-21, 31 & 32-33	Project Code #: 5PRSCR	P <input type="checkbox"/> De <input type="checkbox"/> Do <input type="checkbox"/> E <input type="checkbox"/>

**SECTION 34  
TOWNSHIP 13 SOUTH  
RANGE 13 EAST**



**PARCEL**  
 Romero Parcel to be Acquired by RFCD

 Koch Parcel to be Acquired by RFCD



**PIMA COUNTY DEPARTMENT OF TRANSPORTATION  
ENGINEERING INFORMATION MANAGEMENT**

15028

DRAWING NOT TO SCALE

DRAWN BY: BSMITH

DATE: OCT 2015