



# City of Maricopa

## Legislation Details (With Text)

|                       |  |                      |                              |              |                                      |
|-----------------------|--|----------------------|------------------------------|--------------|--------------------------------------|
| <b>File #:</b>        | RES 23-01  | <b>Version:</b>      | 1                            | <b>Name:</b> | Palomino Ridge Maintenance Agreement |
| <b>Type:</b>          | Resolution   | <b>Status:</b>       | Passed                       |              |                                      |
| <b>File created:</b>  | 10/19/2022   | <b>In control:</b>   | City Council Regular Meeting |              |                                      |
| <b>On agenda:</b>     | 1/17/2023  | <b>Final action:</b> | 1/17/2023                    |              |                                      |
| <b>Title:</b>         | A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, approving an Intergovernmental Agreement between Pinal County Flood Control District and the City of Maricopa for the maintenance of flood control improvements in Palomino Ridge. Discussion and Action. |                      |                              |              |                                      |
| <b>Sponsors:</b>      | Development Services   |                      |                              |              |                                      |
| <b>Indexes:</b>       |  |                      |                              |              |                                      |
| <b>Code sections:</b> |  |                      |                              |              |                                      |
| <b>Attachments:</b>   | 1. Resolution, 2. Maintenance Agreement, 3. Intergovernmental Agreement  |                      |                              |              |                                      |

| Date      | Ver. | Action By                    | Action   | Result |
|-----------|------|------------------------------|----------|--------|
| 1/17/2023 | 1    | City Council Regular Meeting | Approved | Pass   |

A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, approving an Intergovernmental Agreement between Pinal County Flood Control District and the City of Maricopa for the maintenance of flood control improvements in Palomino Ridge. Discussion and Action.

Maricopa 64 Partners LLC (“Owner”) has designed and engineered a flood control solution that has been submitted for a Conditional Letter of Map Revision (“Palomino Ridge CLOMR”) from the Federal Emergency Management Agency (“FEMA”) to remove the Property from Floodplain. In order to remove the Property from the Floodplain, Owner shall secure approval of flood mitigation plans by FEMA. Owner will request that FEMA issue a Letter of Map Revision (“LOMR”) confirming removal from the floodplain.

The purpose of this IGA is to define the responsibilities of the City of Maricopa and Pinal County, concerning implementation of their agreement to jointly serve as the Qualified Jurisdictions. It is the intention of the Parties that because of its proximity to the Palomino Ridge development, the City of Maricopa shall perform the inspections and any maintenance required pursuant to the terms of the agreement. The City of Maricopa, Maricopa 64 Partners, LLC and The Palomino Ridge Homeowners Association have agreed to the Maintenance Agreement that defines the responsibilities for the developer. The primary obligation and responsibility for inspecting, maintaining, repairing and ensuring the Flood Control Structures has been delegated to The Palomino Ridge Homeowners Association. The City of Maricopa shall perform annual inspection of the flood control structures, but shall otherwise have no responsibilities under this agreement unless the HOA fails to meet its obligations.

The Maintenance Agreement details the Operations and Maintenance plan. The homeowners association will be responsible for all regular maintenance and inspections on the flood control structures, through a qualified third party.

Palomino Ridge will be located north of Maricopa High School, on the north side of McDavid Road. It was formerly known as "McDavid Estates."

This item will be presented by City Engineer Eduardo Raudales, P.E.

Staff recommends that the Mayor and City Council approve the IGA with Pinal County Flood Control District which includes the Maintenance Agreement between the City of Maricopa, Maricopa 64 Partners, LLC and Palomino Ridge Home Owners Association.