

**AMENDED
(3-21-2022)**

**NOTICE OF REGULAR MEETING
OF THE CAREFREE TOWN COUNCIL**

WHEN: TUESDAY, APRIL 5, 2022

WHERE: CAREFREE TOWN COUNCIL CHAMBERS
33 EASY STREET, CAREFREE, AZ 85377

LIVESTREAM: [HTTPS://ZOOM.US/](https://zoom.us/j/3229729660)
MEETING ID 322 972 9660
PASSCODE 12345

TIME: 5:00 P.M.

Pursuant to A.R.S. 38-431.02, notice is hereby given to the members of the Town Council of the Town of Carefree, Arizona and to the general public that the members of the Town Council will hold a meeting open to the public. For any item listed on the agenda, the Council may vote to go into Executive Session for advice of counsel and/or to discuss records and information exempt by law or rule from public inspection, pursuant to Arizona Revised Statutes §38-431.03.

The agenda for the meeting is as follows:

CALL TO ORDER

ROLL CALL

A members of the Council may participate by technological means or methods pursuant to A.R.S. §38-431(4).

PLEDGE OF ALLEGIANCE

CONSENT AGENDA

All items listed hereunder are considered to be routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a council member so requests, in which event the item will be removed from the consent agenda and will be discussed separately:

ITEM #1 Acceptance into the public record of the March, 2022 paid bills.

ITEM #2 Acceptance of the cash receipts and disbursements report for January, 2022.

ITEM #3 Acceptance of the cash receipts and disbursements report for February, 2022.

ITEM #4 Approve temporary street closure of HoHum adjacent to the Sanderson Lincoln Pavilion 8:00 a.m.to 2:00 p.m. on April 23, 2022 for the Carefree Earth Day Celebration.

ALL TO THE PUBLIC

ITEM #5 Call to the Public: Consideration of comments from the public. Pursuant to Section 2-4-7(G) of the Town Code and A.R.S. 38-431.01(H), those wishing to address the Council need not request permission in advance. The public may address the Council on matters not on the agenda. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter, direct staff to study the matter, reschedule the matter for further consideration and decision at a later date, or may ask that a matter be put on a future agenda. However, the Council may not discuss or take legal action at this time. Please limit your comments to not more than 3 minutes.

REGULAR AGENDA:

ITEM #6 Current Events.

ITEM #7 Drawing of the names of candidates for Mayor and Council to determine the order of the listing of names on the August 2, 2022 Primary Election ballot pursuant to A.R.S § 16-464(c).

ITEM #8 Review, discussion and possible action to approve Resolution # 2022-06 accepting and adopting the five-year Capital Improvement Program (CIP).

ITEM #9 Review and approval of the Flood Control District Allotment for design and construction for the East Carefree Drive at East Cave Creek Rd Drainage Project.

ITEM #10 Review, discussion, and possible action to address a request to temporarily close Elbow Bend Road from Sidewinder Road to Nonchalant Avenue allowing for business access from May 9, 2022, until May 27, 2022, to install roadway pavement and final sidewalk improvements adjacent to The View Carefree subdivision.

ITEM #11 Adjournment.

DATED this 31st day of March, 2022.

TOWN OF CAREFREE

BY: Kandace French Contreras
Kandace French Contreras, Town Clerk/Treasurer

Items may be taken out of sequence

Council meeting will be broadcast via our Town of Carefree Zoom channel:

LIVESTREAM: [HTTPS://ZOOM.US/](https://zoom.us/j/3229729660)
MEETING ID 322 972 9660
PASSCODE 12345

Or Join Zoom Meeting Direct Link

<https://us02web.zoom.us/j/3229729660?pwd=aHBnS3N5L1JRRG8wRGNFT25lc2hGUT09>

Meeting ID: 322 972 9660
Passcode: 12345

For telephone audio
1.669.900.6833 or 1.253.215.8782



FOR SPECIAL ACCOMMODATIONS

Please contact the Town Clerk, 8 Sundial Circle (PO Box 740), Carefree, AZ 85377; (480) 488-3686, at least three working days prior to the meeting if you require special accommodations due to a disability.

Check Register Report

ALL CHECKS MARCH 2022



Date: 03/25/2022

Time: 10:03 am

Page: 1

Town Of Carefree

BANK: NATIONAL BANK OF ARIZONA

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
NATIONAL BANK OF ARIZONA Checks							
48111	03/04/2022	Printed		1214	AMERICAN PLANNING ASSOCIATION	2022 Dues	55.00
48112	03/04/2022	Printed		0414	AZ MUN. RISK RETENTION POOL	3rd Qtr FY2022 Town Ins.	29,904.39
48113	03/04/2022	Printed		1470	BROWN & ASSOCIATES	Inspection CF Water Reservoir	425.00
48114	03/04/2022	Printed		0389	CAREFREE WATER COMPANY, CIRCLE K UNIVERSAL	March 22 Water All Depts INC Feb 22 Gasoline All Depts CNA	2,855.96
48115	03/04/2022	Printed		3299	SURETY	Notary Bond D Domenico	757.29
48116	03/04/2022	Printed		3072	COLONIAL SUPPLEMENTAL INS	Feb 22 Supplemental Ins COX	50.00
48117	03/04/2022	Printed		1329	COMMUNICATIONS	Mar 22 Town Internet&Phones	111.56
48118	03/04/2022	Printed		1460	DAILY JOURNAL CORPORATION	Legal Ord 2022-01	1,042.52
48119	03/04/2022	Printed		1058	DESERT FOOTHILLS	Mar 22 Gardens Maint	24.52
48120	03/04/2022	Printed		2059	LANDSCAPE		2,000.00
48121	03/04/2022	Printed		2059	DESERT FOOTHILLS LANDSCAPE	Mar 22 Medians Maint	4,955.00
48122	03/04/2022	Printed		3210	ECOBLU ENTERPRISES. INC.	Mar 22 Gardens Fountain Serv	
48123	03/04/2022	Printed		2075	IMAGES AZ INC.	Ad for Fine Art Oct21 - May22	600.00
48124	03/04/2022	Printed		1320	KARSTEN'S ACE HARDWARE	Pub Wrks Gardens Supplies	5,200.00
48125	03/04/2022	Printed		0091	MARICOPA COUNTY TREASURER	Jan 22 Court Remittance	228.78
48126	03/04/2022	Printed		3613	MGX EQUIPMENT SERVICES	Repair Tymco street Sweeper	1,397.48
48127	03/04/2022	Printed		3015	NOTHING BUT NET	Mar 22 Comp Maint Agreements	280.26
48128	03/04/2022	Printed		1794	STAPLES ADVANTAGE	Court Office Supplies	1,530.87
48130	03/04/2022	Printed		1947	STUCKEY, KEVIN	Court Security 3/2/22	101.17
48131	03/04/2022	Printed		3226	TECH 4 LIFE COMPUTERS	VisitCarefree.com Hosting Mar.	37.50
48132	03/04/2022	Printed		3461	TITAN COMMERCIAL CLEANING	Feb 22 Town, Gardens Cleaning	150.00
48133	03/04/2022	Printed		3115	VERIZON WIRELESS	Feb 22 Mobile Phones All Depts	7,305.00
48134	03/04/2022	Printed		352	WESTERN STATES PETROLEUM INC.	Feb 22 Pub Wrks Diesel	516.08
48135	03/04/2022	Printed		3051	ZUMAR INDUSTRIES, INC. ARIZONA	15 Street Signs w Rivets	766.08
48136	03/04/2022	Printed		0021	STATE TREASURER	Jan 22 Court Remittance	1,807.29
48137	03/11/2022	Printed		3017	AFFORDABLE APPLIANCE INC	Repair Dryer at Fire Station	8,378.86
48138	03/11/2022	Printed		0300	ARIZ PUBLIC SERVICE	March 2022 Electric All Depts	289.41
48139	03/11/2022	Printed		1326	ARIZONA REPUBLIC - SUBSCRIBE	Apr 22 Newspaper Subscrip	2,008.69
48140	03/11/2022	Printed		1470	BROWN & ASSOCIATES	Feb 22 Bld Inspection 60.5 Hrs	70.66
48141	03/11/2022	Printed		3463	BUSTAMANTE & KUFFNER PC	Feb 2022 Town Prosecutor Srv	4,235.00
48142	03/11/2022	Printed		3615	DOMENICO, DEBBIE	Reimb Costco Supplies	4,180.00
48143	03/11/2022	Printed		3606	DYNAMITE SIGNS	2 P&Z Zoning Case Signs	18.72
48144	03/11/2022	Printed		3611	KRAETZ, JOHN	Fire Service Consulting	678.76
48145	03/11/2022	Printed		3360	LAW OFFICES OF KEVIN BREGER	Public Defender thru 3/9/22	1,800.00
48146	03/11/2022	Printed		1876	LOWE'S	Feb Pub Wrks Supplies	325.00
48147	03/11/2022	Printed		3616	MALONEY, MARILYN	Miles Gardens Seminar Plants	579.64
48148	03/11/2022	Printed		3221	NATIONAL BANK OF ARIZONA	Miles Gardens Seminar Plants	51.48
48149	03/11/2022	Printed		3221	NATIONAL BANK OF ARIZONA	AZCMA Conference Lodging	368.93
48150	03/11/2022	Printed		2081	O'REILLY AUTO PARTS, INC	Str Lite LEDs ReupCarefree.org	1,329.05
48151	03/11/2022	Printed		949	TARA. PARASCANDOLA	Feb 22 Pub Wrks Veh Maint	199.49
48152	03/11/2022	Printed		3105	PETERSON, LES	Mar 22 Magistrate Service	3,750.00
48153	03/11/2022	Printed		3010	REPUBLIC SERVICES #753	Miles MAG Meeting	40.25
48154	03/11/2022	Printed		3010	REPUBLIC SERVICES #753	Mar 22 Trash PU Town Hall	486.62
48155	03/11/2022	Printed		3614	ROUNDS CONSULTING GROUP	Feb 22 Shop 40 Yrd Rolloffs	486.62
48156	03/11/2022	Printed		3425	RURALARIZ GROUP HEALTH	Feb 22 Econ Consulting	1,666.37
48157	03/11/2022	Printed		0668	RURAL METRO FIRE DEPT.	Mar 22 MedicalDentalVision	11,375.00
48158	03/11/2022	Printed		0278	SONORAN NEWS	Dec 21 Fire Truck Maint	16,135.71
48159	03/11/2022	Printed		1691	SPARKLETTS	Legal Ads #21-03-GPA	2,879.95
48160	03/11/2022	Printed		1794	STAPLES ADVANTAGE	Feb 22 Bottled Water All	315.18
48161	03/11/2022	Printed		3598	STORQUEST - CAREFREE-CC	Missing Jan 22 Court Inv	167.91
48162	03/11/2022	Printed		3226	TECH 4 LIFE COMPUTERS	Mar 22 Records Storage	49.87
48163	03/11/2022	Printed		3287	TOSHIBA BUSINESS SOLUTIONS	Mar 22 Town Copier Maint	297.66
						Web Updates visitcarefree.com	236.00
						Mar 22 Town Copier Maint	349.76

Combined Trial Balance - All Funds
January 31, 2022



Assets

Checking - National Bank of AZ	2,707,643
Local Gov't Investment Pool - AZ	12,672,352
Petty Cash	700
Advances to the Water Company	2,915,611
Total Assets	\$ 18,296,307

Liabilities

Accounts Payable	62,414
Bonds	38,510
Sales Tax Remittance	
Long Term Deferred Revenue	2,915,611
Total Liabilities	\$3,016,535

Fund Balance

Fund Balance-Beginning of Year	13,767,123
Year-to-date change in Fund Balance	1,512,655
Total Fund Balance	15,279,778
Total Liabilities and Fund Balance	\$ 18,296,307

Contingency Reserve Fund	\$2,500,000
Capital Fund	\$11,928,889
Total	\$14,428,889

Town of Carefree Reconciled Cash Receipts and Cash Disbursements as of January 31, 2022

	FY2020 YTD Jan	FY2021 YTD Jan	FY2022 Y-T-D	2021 vs 2022		Budget	Jan22	% of Budget
				% (+/-)				
Revenues								
Local Sales Taxes (1 month lag)	\$1,071,261	\$ 1,261,360	\$ 1,709,349	35.5%		2,500,000	515,103	68.4%
State Sales Taxes (1 month lag)	175,718	242,047	278,516	15.1%		461,000	44,648	60.4%
Building Fees	184,253	198,384	242,518	22.2%		400,000	65,295	60.6%
State Income Tax	250,611	327,380	288,167	-12.0%		512,000	40,554	56.3%
Fines	43,092	91,141	78,377	-14.0%		130,100	(20,082)	60.2%
Court Service Fees	96,885	100,761	103,895	3.1%		178,106	44,526	58.3%
Town Clerk-Misc. Sales	188	56	40	0.0%		500	40	8.0%
Town Clerk-Permits & Sol Fees	525	575	625	8.7%		700	50	89.3%
Water Company Reimbursements	290,377	369,199	369,199	0.0%		692,105	57,675	53.3%
33 Easy St Rent	7,734	8,835	8,834	0.0%		15,600	1,167	56.6%
Miscellaneous Income & Donations	41,530	389,952	25,647	-93.4%		51,000	0	50.3%
Interest Income	98,182	19,739	(7,884)	0.0%		21,419	172	0.0%
Utility Franchise Fees (1 month lag)	136,556	211,960	182,733	-13.8%		350,000	43,293	52.2%
County Lieu Tax (1 month lag)	77,219	101,481	94,905	-6.5%		182,000	15,047	52.1%
General Fund & All Funds Reserve Contribution(Below)	0	0	0	0.0%		4,108,945	0	0.0%
Special Events	78,953	30,645	40,945	33.6%		40,000	7,025	102.4%
County & State Grants	1,233	98,132	0	0.0%		209,798	0	0.0%
Court Enhancement, GAP, MJCEF	5,430	8,244	9,172	11.2%		22,400	916	40.9%
HURF (1 month lag)	305,582	132,203	142,580	7.8%		261,000	26,376	54.6%
Cemetery	100	200	1,050	0.0%		600	100	175.0%
CPR Ed Fund	668	0	0	0.0%		200	0	0.0%
CARES Fund Grants	0	450,846	655,770	0.0%		468,521	0	140.0%
Utility Capital Improvement Fund	3,352	10,132	12,727	25.6%		22,400	8,475	56.8%
Fire Reimb Income & Ins Reimb	30,742	33,490	66,396	0.0%		53,600	10,005	123.9%
Fire Fund-L Sales Tax (1 month lag)	535,631	630,682	854,674	35.5%		1,250,000	257,552	68.4%
Total Revenues	3,435,822	4,717,443	5,158,236	9.3%		11,931,994	1,117,938	43.2%
Expenses								
Mayor & Council	4,145	3,869	4,968	28.4%		214,375	206	2.3%
Town Clerk	166,650	187,011	212,711	13.7%		330,534	23,095	64.4%
Court	138,716	169,198	153,371	-9.4%		285,532	17,285	53.7%
Administration	236,701	239,756	302,236	26.1%		571,832	36,479	52.9%
Claims & Losses	0	400	0	0.0%		10,000	0	0.0%
Legal	131,893	168,379	119,745	-28.9%		160,000	10,264	74.8%
Risk Management	33,453	36,371	52,457	44.2%		120,000	0	43.7%
Planning & Development	99,739	125,380	137,724	9.8%		304,622	18,128	45.2%
Building Safety	112,362	119,349	183,729	53.9%		275,177	19,791	66.8%
Law Enforcement	235,487	295,451	305,647	3.5%		539,392	45,497	56.7%
Code Enforcement	30,099	35,233	67,069	90.4%		81,895	5,004	81.9%
Engineering	22,321	17,338	75,246	334.0%		269,684	11,037	27.9%
Public Works - Streets & Gardens	475,958	414,240	431,287	4.1%		898,723	26,256	48.0%
Debt Service WIFA	227,509	244,378	244,227	-0.1%		244,226	8,820	100.0%
33 Easy St	13,479	15,406	15,628	0.0%		27,750	2,845	56.3%
Capital Improvement Program (See Below)	0	0	0	0.0%		-	0	0.0%
Public Safety Fire General Fund	0	5	0	0.0%		279,733	0	0.0%
Economic Development	463,306	97,400	106,908	9.8%		320,003	13,361	33.4%
Contingencies	4,970	0	0	0.0%		200,000	0	0.0%
Court Enhancement, GAP, MJCEF	480	0	(252)	0.0%		1,437	0	0.0%
HURF (See Below)	0	0	0	0.0%		-	0	0.0%
Cemetery	0	0	0	0.0%		600	0	0.0%
CPR - Education Fund	0	0	0	0.0%		202	0	0.0%
AZ CARES Fund Expense	0	450,904	0	0.0%		468,621	0	0.0%
Utility Capital Improvement Fund (See Below)	0	0	0	0.0%		-	0	0.0%
Transfers Out	0	100	0	0.0%		-	0	0.0%
Fire Fund	764,763	461,869	938,462	103.2%		1,304,300	133,713	72.0%
Total Expenses without Capital Expense	3,162,031	3,082,036	3,351,163	8.7%		6,908,638	371,781	48.5%
Net without Capital Expense	\$ 273,791	\$ 1,635,407	\$ 1,807,073			\$ 5,023,356	\$ 746,157	36.0%
All Capital Projects	710,321	685,786	294,417	-57.1%		5,000,000	31,025	5.9%
Total Expenses with Capital Expense	3,872,352	3,767,821	3,645,580	-3.2%		\$11,908,638	\$402,806	30.6%
Net with Capital Expense	(436,530)	949,622	1,512,655	59.3%		23,356	715,132	6476.5%

Combined Trial Balance - All Funds
February 28, 2022



Assets

Checking - National Bank of AZ	2,632,913
Local Gov't Investment Pool - AZ	12,290,953
Petty Cash	700
Advances to the Water Company	2,864,385
Total Assets	\$ 17,788,951

Liabilities

Accounts Payable	112,509
Bonds	38,510
Sales Tax Remittance	
Long Term Deferred Revenue	2,864,385
Total Liabilities	\$3,015,403

Fund Balance

Fund Balance-Beginning of Year	13,767,123
Year-to-date change in Fund Balance	1,006,432
Total Fund Balance	14,773,555
Total Liabilities and Fund Balance	\$ 17,788,951

Contingency Reserve Fund	\$2,500,000
Capital Fund	\$12,077,610
Total	\$14,577,610

Town of Carefree Reconciled Cash Receipts and Cash Disbursements as of February 28, 2022

Revenues	FY2020	FY2021	FY2022	2021 vs 2022		Budget	Feb22	% of Budget
	YTD Feb	YTD Feb	Y-T-D	% (+/-)				
Local Sales Taxes (1 month lag)	\$1,487,145	\$ 1,487,762	\$ 1,957,584	31.6%		2,500,000	248,235	78.3%
State Sales Taxes (1 month lag)	258,728	274,131	314,487	14.7%		461,000	35,971	68.2%
Building Fees	276,278	221,110	256,203	15.9%		400,000	13,685	64.1%
State Income Tax	334,149	374,149	328,722	-12.1%		512,000	40,554	64.2%
Fines	72,211	107,988	96,598	-10.5%		130,100	18,221	74.2%
Court Service Fees	110,725	115,156	118,737	3.1%		178,106	14,842	66.7%
Town Clerk-Misc. Sales	514	56	40	0.0%		500	0	8.0%
Town Clerk-Permits & Sol Fees	575	575	625	8.7%		700	0	89.3%
Water Company Reimbursements	405,595	426,874	426,874	0.0%		692,105	57,675	61.7%
33 Easy St Rent	10,434	10,135	11,434	0.0%		15,600	2,600	73.3%
Miscellaneous Income & Donations	41,575	389,973	25,647	-93.4%		51,000	0	50.3%
Interest Income	118,043	19,968	(7,533)	0.0%		21,419	351	0.0%
Utility Franchise Fees (1 month lag)	195,705	211,960	204,757	-3.4%		350,000	22,024	58.5%
County Lieu Tax (1 month lag)	107,164	115,204	109,682	-4.8%		182,000	14,778	60.3%
General Fund & All Funds Reserve Contribution(Below)	0	0	0	0.0%		4,108,945	0	0.0%
Special Events	408,108	30,465	41,947	37.7%		40,000	1,002	104.9%
County & State Grants	1,233	98,132	0	0.0%		209,798	0	0.0%
Court Enhancement, GAP, MJCEF	8,014	9,933	9,730	-2.0%		22,400	559	43.4%
HURF (1 month lag)	349,855	154,917	165,943	7.1%		261,000	23,363	63.6%
Cemetery	350	500	1,350	0.0%		600	300	225.0%
CPR Ed Fund	668	0	0	0.0%		200	0	0.0%
CARES Fund Grants	0	450,846	655,770	0.0%		468,521	0	140.0%
Utility Capital Improvement Fund	10,094	10,132	12,727	25.6%		22,400	0	56.8%
Fire Reimb Income & Ins Reimb	35,991	36,222	93,985	0.0%		53,600	27,588	175.3%
Fire Fund-L Sales Tax (1 month lag)	743,573	743,883	978,792	31.6%		1,250,000	124,118	78.3%
Total Revenues	4,976,727	5,290,069	5,804,101	9.7%		11,931,994	645,865	48.6%
Expenses								
Mayor & Council	4,890	4,012	5,196	29.5%		214,375	228	2.4%
Town Clerk	207,065	206,705	233,707	13.1%		330,534	20,996	70.7%
Court	182,971	186,630	170,654	-8.6%		285,532	17,283	59.8%
Administration	296,625	273,740	337,453	23.3%		571,832	35,217	59.0%
Claims & Losses	0	12,900	0	0.0%		10,000	0	0.0%
Legal	160,148	185,604	136,725	-26.3%		160,000	16,980	85.5%
Risk Management	34,346	36,621	52,757	44.1%		120,000	300	44.0%
Planning & Development	128,703	141,139	155,557	10.2%		304,622	17,833	51.1%
Building Safety	144,580	137,647	200,982	46.0%		275,177	17,253	73.0%
Law Enforcement	313,576	336,540	389,260	15.7%		539,392	83,613	72.2%
Code Enforcement	38,035	42,011	71,746	70.8%		81,895	4,677	87.6%
Engineering	27,195	19,814	86,836	338.2%		269,684	11,590	32.2%
Public Works - Streets & Gardens	566,796	459,433	522,039	13.6%		898,723	90,752	58.1%
Debt Service WIFA	244,523	244,378	244,227	-0.1%		244,226	0	100.0%
33 Easy St	17,543	17,590	17,727	0.0%		27,750	2,099	63.9%
Capital Improvement Program (See Below)	0	0	0	0.0%		-	0	0.0%
Public Safety Fire General Fund	246,428	5	129,452	0.0%		279,733	129,452	46.3%
Economic Development	615,188	109,684	125,189	14.1%		320,003	18,282	39.1%
Contingencies	7,107	0	0	0.0%		200,000	0	0.0%
Court Enhancement, GAP, MJCEF	1,831	519	(252)	0.0%		1,437	0	0.0%
HURF (See Below)	0	0	0	0.0%		-	0	0.0%
Cemetery	0	0	0	0.0%		600	0	0.0%
CPR - Education Fund	0	0	0	0.0%		202	0	0.0%
AZ CARES Fund Expense	0	450,904	0	0.0%		468,621	0	0.0%
Utility Capital Improvement Fund (See Below)	0	0	0	0.0%		-	0	0.0%
Transfers Out	0	100	655,812	0.0%		-	655,812	0.0%
Fire Fund	777,060	590,603	940,458	59.2%		1,304,300	1,995	72.1%
Total Expenses without Capital Expense	4,014,610	3,456,579	4,475,525	29.5%		6,908,638	1,124,362	64.8%
Net without Capital Expense	\$ 962,117	\$ 1,833,489	\$ 1,328,576			\$ 5,023,356	\$(478,497)	26.4%
All Capital Projects	895,931	818,894	322,144	-60.7%		5,000,000	0	6.4%
Total Expenses with Capital Expense	4,910,541	4,275,473	4,797,669	12.2%		\$11,908,638	\$1,124,362	40.3%
Net with Capital Expense	66,186	1,014,596	1,006,432	-0.8%		23,356	(478,497)	4309.1%

Agenda Item: #



TOWN OF CAREFREE
INFORMATION SUMMARY

MEETING DATE: April 5, 2022

SUBJECT: Ho Hum Street Closure-

ATTACHMENTS: Exhibit A -Closure Map

SUMMARY:

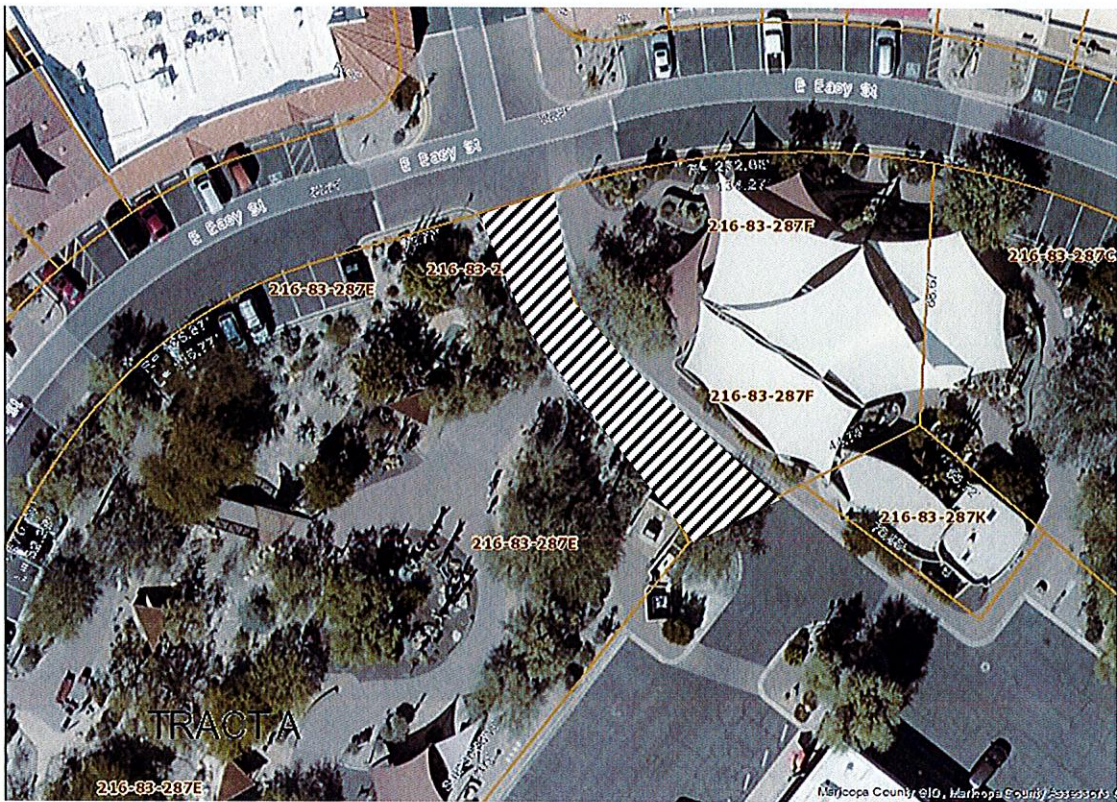
The Carefree Earth Day is being held in and around the Sanderson Lincoln Pavilion. Staff recommends the closure for the safety of guests and vendors and to provide a better flow of pedestrian traffic.

The closure is from 8:00 am to 2:00 pm. To allow for setup and tear down.

Exhibit A

Closure Map and Extension of Farmer's Market

 Closure Area





AGENDA ITEM #7

FINAL CANDIDATE NAMES WILL BE AVAILABLE AFTER 5:00 P.M.
APRIL 4, 2022

NAMES WILL BE POSTED AT:
<https://www.carefree.org/342/2022-Election>

AND ANNOUNCED AT THE APRIL 5, 2022 MEETING OF THE
CAREFREE TOWN COUNCIL

Agenda Item #

**TOWN OF CAREFREE
INFORMATION SUMMARY**



MEETING

DATE: April 5, 2022

SUBJECT: Final review and approval of the Five-Year Capital Improvement Program (CIP).

ATTACHMENT: Final CIP Document

SUMMARY:

In the past, the Town's Capital Improvement Program (CIP) mainly focused on street maintenance projects. As the Town's infrastructure ages, it must be maintained over time. Therefore, the Town's Capital Improvement Program is beginning to expand beyond just the streets. This five year plan permits the Town to evaluate and prioritizes these expenses and defines to the community the anticipated improvement. These proposed improvement are typically in excess of \$50,000 and/or an extended lifecycle beyond 8 years. The CIP includes items under Public Works, Engineering, Town Center Projects, and Fire Protection Infrastructure.

This is the third public review of this Program by the Town Council. Each of these reviews permitted both the community and the Council to review and provide feedback on this program. The only public comments received regarding this program focused on the Fire Protection Infrastructure. The future investment in the Fire Protection Infrastructure deals with anticipated replacement and addition of apparatus and equipment but does not cover ongoing or future operational costs associated with personnel which support the Fire Protection Infrastructure.

ACTION NEEDED:

Approval of Resolution #2022-06 accepting into the public record the 5 year CIP.

REPORT PREPARED BY:

Mark Milstone, Town Engineer

RESOLUTION #2022-06

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CAREFREE, ARIZONA, ACCEPTING INTO THE PUBLIC RECORD THE FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM (CIP)

WHEREAS, the CIP has historically included only street improvement projects; and

WHEREAS, as the Town’s infrastructure ages, maintenance and/or replacement of these town assets needs to be appropriately managed to ensure best fiscal and operational management practices are applied, and

WHEREAS, the 5-year plan includes items under Public Works, Engineering, Town Center Projects, and Fire Protection Infrastructure, and

WHEREAS, the Town Council reviewed the initial draft CIP at the February 1, 2022 Council meeting, and

WHEREAS, the the Town Council reviewed the updated CIP at the March 1, 2022 Council Meeting, and

NOW, THEREFORE, IT IS RESOLVED by the Mayor and Town Council of the Town of Carefree, Arizona that:

- 1. The Five-Year CIP document dated April 2022, and attached as Exhibit A are accepted into the public record as the Final CIP document,

PASSED AND ADOPTED BY the Mayor and Town Council of the Town of Carefree, Arizona, this 5th day of April 2022.

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

FOR THE TOWN OF CAREFREE

ATTESTED TO:

Les Peterson, Mayor

Kandace French Contreras, Town Clerk

APPROVED AS TO FORM:

Michael Wright, Town Attorney



CAPITAL IMPROVEMENTS PROGRAM

5 YEAR PROGRAM

APRIL 2022

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and improvements, Town Center parking improvements, landscape improvements, Town Gardens Improvements, and Fire Protection Infrastructure.

Within the Town of Carefree, the Capital Improvement Plan has been funded by one-time revenues and annual savings from the General Fund (operation budget). This one-time revenue has been saved over time and earmarked to fund the Town's Capital Improvements Projects. However, as the community reaches build out, the one-time revenue from the construction sales tax will diminish. Therefore, it is critical that the Capital Reserves Funds that have been saved and earmarked to fund the growing needs of the Town's aging infrastructure be maintained. The Town has also been successful in obtaining grants to offset some of these expenses. The Town will continue to seek grants; however, these grants are a minor offset to the Town's growing needs to maintain its aging infrastructure.

CIP Basics

A Capital Improvement Program (CIP) is a multi-year planning instrument that identifies capital projects, and coordinates funding and timing of the improvements. The Town's CIP addresses repair and replacement of existing infrastructure and the addition of any new infrastructure.

In order to obtain optimal results in completion of projects, a comprehensive process is necessary. The CIP allows all projects over a specific period of time to be considered at a single time to adequately plan the use of available funding sources. Because finite resources the town must spread these projects out over time.

Long term planning of projects can also serve as a planning tool that creates benefits reaching beyond our own community. By establishing timelines and prioritization of projects, the Town is better able to consult with adjacent communities for integration and/or coordination of capital projects.

The adoption of a five-year plan establishes a working document that consistently addresses the long term needs of the Town.

CIP Relationship to the Annual Budget

The first year of the CIP is called the *major capital budget* and is typically incorporated into the annual budget. Subsequent years of the CIP are approved on a planning basis only and require appropriation authority in each of the future fiscal years.

The *capital* and *operating* budgets for the Town have a direct relationship. The major capital programs for the current fiscal year are represented in the capital portion of the annual budget. The capital budget appropriations lapse in the end of the fiscal year, but the CIP project is re-budgeted until the project is complete and capitalized. As CIP projects are completed, costs for the operations and maintenance (O&M) of a new capital project need to be included in the operating budget. Costs include such expenditures as additional personnel, building maintenance (utilities, custodial), supplies, equipment, etc. It is important to look at the additional ongoing operating costs (personnel/non-personnel) if any new facilities are built.

Department Ranking of Projects

All projects submitted for a five-year period will be prepared and ranked by priority by the appropriate department personnel and presented to Council.

The Public Works Streets Department and the Engineering Department ranked each of their projects by fiscal year for all five years. On the development side, staff was used to evaluate each project and determine a priority value for an update to the existing infrastructure.

CAPITAL IMPROVEMENT PROGRAM FY 22-23 thru FY 26-27

Priority		FY 22-23	FY 23-24	FY 25-26	FY 25-26	FY 26-27	PROJECT DESCRIPTION	Page	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	TOTAL
							PUBLIC WORKS							
1							10 year Pavement Management Program-Highlands	4	\$4,000,320					\$4,000,320
							10 year Pavement Management Program-Far West Roads	5	\$3,500,000					\$3,500,000
	2						Kick Broom	6		\$120,000				\$120,000
2							Sign Inventory	7		\$15,000				\$15,000
	1	1	1	1	1		10 year Pavement Management Program-Years 2-5	8			\$1,028,052	\$1,664,258		\$2,692,310
							TOTAL PUBLIC WORKS		\$4,000,320	\$3,515,000	\$120,000	\$1,028,052	\$1,664,258	\$10,327,630
							ENGINEERING							
1							Carefree Terrace Condominiums Drainage Improvement	12	\$650,000					\$650,000
	1	2	1	1	1		Carefree Arterial Crosswalks	13		\$162,000				\$324,000
							Pima Road Capacity Improvements	14			\$3,787,860	\$4,171,000		\$7,958,860
							TOTAL ENGINEERING		\$650,000	\$162,000	\$162,000	\$3,787,860	\$4,171,000	\$8,932,860
							TOWN CENTER PROJECTS							
1	2	1	1	1	1		Tom Darlington Streetscape	15		\$152,000				\$152,000
3	2	1	1	1	1		Cave Creek Road Streetscape	16			\$48,000			\$48,000
6	4						Town Center Sidewalk/Crosswalk Infill	17		\$7,150	\$89,375			\$96,525
							Carefree Drive Streetscape	18					\$91,579	\$91,579
5	3						Wampum Circle	19			\$68,000	\$1,062,500		\$1,130,500
2	5						Intersection Improvements Tom Darlington and Cave Creek Road	20		\$1,200,000				\$1,200,000
4	1	3	4	4	4		Wayfinding Signage	21		\$400,000	\$1,200,000	\$210,000		\$1,810,000
7	3	5	5	5	5		Restucco and Painting Walls in the Carefree Desert Gardens	22		\$75,000	\$75,000	\$75,000		\$225,000
							TOTAL TOWN CENTER PROJECTS			\$1,902,150	\$2,474,875	\$376,579		\$4,753,604
							FIRE PROTECTION INFRASTRUCTURE							
1	1						Fire Protection Infrastructure	25	\$1,100,000	\$400,000				\$1,500,000
							TOTAL FIRE PROTECTION INFRASTRUCTURE		\$1,100,000	\$400,000	\$0	\$0	\$0	\$1,500,000
							TOTAL ALL PROJECTS		\$5,750,320	\$4,077,000	\$2,184,150	\$7,290,787	\$6,211,837	\$25,514,094



**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

10 year Pavement Management Program-Highlands	1	PW Department
Title	Department Priority Ranking	Department

MARK MILSTONE	\$4,000,320
Contact Person	Estimated Cost

<u>PROJECT COMPONENTS</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering						\$0
Construction	\$4,000,320					\$4,000,320
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency						\$0
TOTAL	\$4,000,320	\$0	\$0	\$0	\$0	\$4,000,320

<u>FUNDING</u>						
Cash	\$4,000,320					\$4,000,320
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$4,000,320	\$0	\$0	\$0	\$0	\$4,000,320

<u>FISCAL IMPACT</u>						
FUND:						
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:

The new PM Report shows that the Highlands (Cow Track Estates, Rolling Hills, and Velvet Shadows) area is number 1 priority for PM activities. The majority of the area will receive a chip seal with a slurry overlay.

Justification:

This area has is awaiting post water improvements.

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

10 year Pavement Management Program- Far West Roads	1	PW Department
Title	Department Priority Ranking	Department
MARK MILSTONE		\$3,500,000
Contact Person		Estimated Cost

PROJECT COMPONENTS	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	TOTAL
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering						\$0
Construction		\$3,500,000				\$3,500,000
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency						\$0
TOTAL	\$0	\$3,500,000	\$0	\$0	\$0	\$3,500,000
<u>FUNDING</u>						
Cash		\$3,500,000				\$3,500,000
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$3,500,000	\$0	\$0	\$0	\$3,500,000
<u>FISCAL IMPACT</u>						
FUND:						
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:

The new PM Report shows that the Far West Roadways (neighborhoods around Black Mountain) are a number 1 priority for PM activities. This area will receive a chip seal and slurry overlay.

Justification:

This area is awaiting post water improvements.

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Kick Broom	2					PW Department
Title	Department Priority Ranking					Department
MARK MILSTONE						\$120,000
Contact Person						Estimated Cost
<u>PROJECT COMPONENTS</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering						\$0
Construction						\$0
Equipment & Furnishings			\$120,000			\$120,000
Professional Services						\$0
Contingency						\$0
TOTAL	\$0	\$0	\$120,000	\$0	\$0	\$120,000
<u>FUNDING</u>						
Cash			\$120,000			\$120,000
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$0	\$120,000	\$0	\$0	\$120,000
<u>FISCAL IMPACT</u>						
FUND:						
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:

The PW Department is requesting that we purchase a new kick broom to replace the existing kick broom which is 20 years old and has been problematic concerning breaking down and needing replacement parts.

Justification:

This new equipment will replace existing equipment that costs a lot of funding to consistently repair.

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Sign Inventory	4					PW Department
Title	Department Priority Ranking					Department
MARK MILSTONE						\$15,000
Contact Person						Estimated Cost
PROJECT COMPONENTS	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering		\$15,000				\$15,000
Construction						\$0
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency						\$0
TOTAL	\$0	\$15,000	\$0	\$0	\$0	\$15,000
<u>FUNDING</u>						
Cash		\$15,000				\$15,000
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$15,000	\$0	\$0	\$0	\$15,000
<u>FISCAL IMPACT</u>						
FUND:						
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:

The TOC is in need of a sign inventory to assist in keeping track of existing signs, add new signs and respond to sign replacements as needed. The sign inventory will be a valuable tool for PW staff to monitor and react to signs throughout the Town.

Justification:

This sign inventory will enable staff to respond to any replacement sign throughout the Town as they fade or are damaged.

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

10 year Pavement Management Program- Years 2-5	1	PW Department
Title	Department Priority Ranking	Department

MARK MILSTONE	\$2,692,310
Contact Person	Estimated Cost

<u>PROJECT COMPONENTS</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering						\$0
Construction				\$1,028,052	\$1,664,258	\$2,692,310
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency						\$0
TOTAL	\$0	\$0	\$0	\$1,028,052	\$1,664,258	\$2,692,310
<u>FUNDING</u>						
Cash				\$1,028,052	\$1,664,258	\$2,692,310
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$0	\$0	\$1,028,052	\$1,664,258	\$2,692,310
<u>FISCAL IMPACT</u>						
FUND:						
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:
This is the continuation of the PM Plan for the years 2 thru 5. The FY improvements include the following Subdivisions or Standalone Streets: FY 25-26:Ranchitos Del Ray, FY 26-27:E Scopa Trail, Tom Darlington Drive, Leigh Estates. The type of improvement will be a chip seal and slurry overlay.

Justification:
Most of the streets have been waiting on maintenance until the water improvements have been completed.



ENGINEERING



**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Carefree Terrace Condominiums Drainage Improvement	<div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; display: flex; align-items: center; justify-content: center;">1</div>	Engineering
Title	Department Priority Ranking	Department
MARK MILSTONE		\$650,000
Contact Person		Estimated Cost

<u>PROJECT COMPONENTS</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering	\$44,000					\$44,000
Construction	\$550,000					\$550,000
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency	\$56,000					\$56,000
TOTAL	\$650,000	\$0	\$0	\$0	\$0	\$650,000
<u>FUNDING</u>						
Cash	\$162,500					\$162,500
Bonds						\$0
Grants	\$487,500					\$487,500
Carry Forward Funds 2022						\$0
TOTAL	\$650,000	\$0	\$0	\$0	\$0	\$650,000
<u>FISCAL IMPACT</u>						
FUND:						
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:
The TOC has gained funding from the Flood Control District (Small Projects Assistance Program (SPAP)) to construct a drainage improvement project on Carefree Drive just west of the Carefree Terrace Condominiums. This SPAP project is funded at 75% by an FCDMC Grant. Design is planned for 2023 with construction beginning that same year.

Justification:
Large scale storms overtop the existing structure and flow over Carefree Drive. Cataclysmic storms could flood the condominiums.

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Carefree Arterial Crosswalks	3	Engineering
Title	Department Priority Ranking	Department
MARK MILSTONE		\$324,000
Contact Person		Estimated Cost

PROJECT COMPONENTS	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	TOTAL
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering		\$10,560	\$10,560			\$21,120
Construction		\$132,000	\$132,000			\$264,000
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency		\$19,440	\$19,440			\$38,880
TOTAL	\$0	\$162,000	\$162,000	\$0	\$0	\$324,000
<u>FUNDING</u>						
Cash		\$162,000	\$162,000			\$324,000
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$162,000	\$162,000	\$0	\$0	\$324,000
<u>FISCAL IMPACT</u>						
FUND:						\$0
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:
Arterial crosswalks are in need of upgrades to protect the safety of the traveling public. These include updates for Tranquil Trail and Wampum Way. The crosswalk at Tom Darlington and Cave Creek Road are advanced in an later years.

Justification:
Safety issues are requiring the TOC to design and update these existing and new crosswalks.

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Pima Road Capacity Improvements	2	Engineering
Title	Department Priority Ranking	Department
MARK MILSTONE		\$7,958,860
Contact Person		Estimated Cost

<u>PROJECT COMPONENTS</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW			\$2,380,000			\$2,380,000
Design Engineering			\$104,300			\$104,300
Construction			\$1,043,000	\$3,335,600		\$4,378,600
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency			\$260,560	\$835,400		\$1,095,960
TOTAL	\$0	\$0	\$3,787,860	\$4,171,000	\$0	\$7,958,860

<u>FUNDING</u>						
Cash			\$2,380,000			\$2,380,000
Bonds						\$0
Grants or MAG funding			\$1,387,000	\$4,171,000		\$5,558,000
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$0	\$3,767,000	\$4,171,000	\$0	\$7,938,000

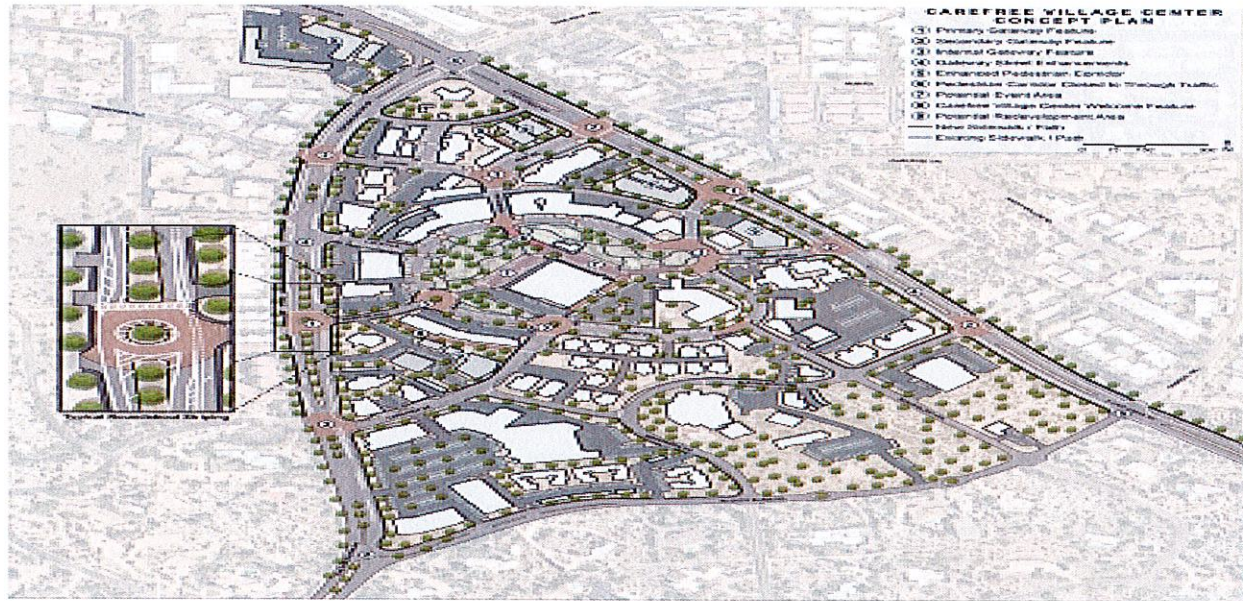
<u>FISCAL IMPACT</u>						
FUND:						
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:

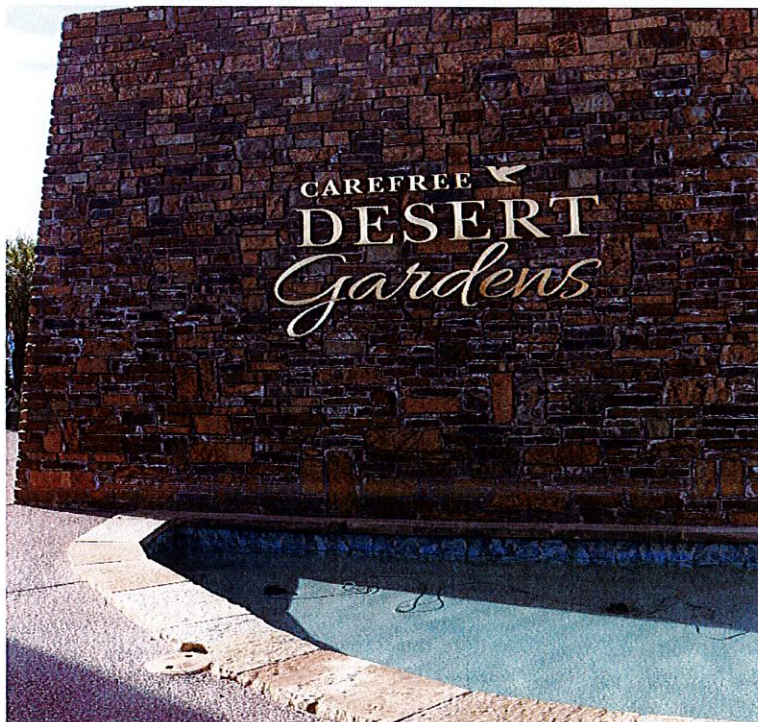
MAG has earmarked funding for design improvements on Pima Road from Stagecoach Pass Road to Cave Creek Road. MAG will fund 90% of the construction cost with the TOC funding the 10% match.

Justification:

Increased capacity on Pima Road has required this roadway improvement be constructed to improve the flow of traffic on this section of the roadway. A roundabout may be added as part of this project.



TOWN CENTER PROJECTS



**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Tom Darlington Streetscape	1	Economic Development
Title	Department Priority Ranking	Department
Steve Prokopek		\$152,000
Contact Person		Estimated Cost

<u>PROJECT COMPONENTS</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering			\$152,000			\$152,000
Construction						\$0
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency						\$0
TOTAL		\$0	\$152,000	\$0	\$0	\$152,000
<u>FUNDING</u>						
Cash		\$0	\$152,000	\$0	\$0	\$152,000
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL		\$0	\$152,000	\$0	\$0	\$152,000
<u>FISCAL IMPACT</u>						
FUND:						\$0
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT		\$0	\$0		\$0	\$0

Project Description:

Streetscape for Tom Darlington Dr. from Bloody Basin to Cave Creek Rd. Excludes the intersection at Cave Creek Road. Included improvements are pavement and median modifications, sidewalk, multiuse path/bike lanes, landscape, power line undergrounding, drainage and permanent crosswalks.

Justification:

Reduce traffic speeds, safer pedestrian and bike access from adjacent neighborhoods, better arrival awareness and provision of on-street parking to better distribute parking and meet parking capacity for growth.

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Cave Creek Road Streetscape	2	Economic Development
Title	Department Priority Ranking	Department

Steve Prokopek	\$48,000
Contact Person	Estimated Cost

<u>PROJECT COMPONENTS</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering				\$48,000		\$48,000
Construction						\$0
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency						\$0
TOTAL		\$0	\$0	\$48,000	\$0	\$48,000
<u>FUNDING</u>						
Cash		\$0	\$0	\$48,000	\$0	\$48,000
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL		\$0	\$0	\$48,000	\$0	\$48,000
<u>FISCAL IMPACT</u>						
FUND:						\$0
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT		\$0	\$0	\$0	\$0	\$0

Project Description:

Streetscape for Cave Creek Road from Bloody Basin to Tom Darlington Drive. Excludes the intersection at Tom Darlington Drive. Included improvements are pavement and median modifications, sidewalk, multiuse path/bike lanes, landscape, power line undergrounding, drainage and permanent crosswalks.

Justification:

Reduce traffic speeds, safer pedestrian and bike access from adjacent neighborhoods, better arrival awareness and provision of on-street parking to better distribute parking and meet parking capacity for growth.

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Town Center Sidewalk/Crosswalk Infill	5-5	Economic Development				
Title	Department Priority Ranking	Department				
Steve Prokopek		\$96,525				
Contact Person		Estimated Cost				
PROJECT COMPONENTS	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	TOTAL
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering			\$7,150			\$7,150
Construction				\$89,375		\$89,375
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency						\$0
TOTAL	\$0	\$0	\$7,150	\$89,375	\$0	\$96,525
<u>FUNDING</u>						
Cash			\$7,150	\$89,375		\$96,525
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$0	\$7,150	\$89,375	\$0	\$96,525
<u>FISCAL IMPACT</u>						
FUND:						\$0
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0
Project Description:						
Complete missing sidewalk components outlined in the Signage, Circulation and Parking Plan.						
Justification:						
Improve pedestrian accessibility and safety						

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Carefree Drive Streetscape	6	Economic Development
Title	Department Priority Ranking	Department
Steve Prokopak		\$91,579
Contact Person		Estimated Cost

<u>PROJECT COMPONENTS</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering					\$91,579	\$91,579
Construction						\$0
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency						\$0
TOTAL	\$0	\$0	\$0	\$0	\$91,579	\$91,579
<u>FUNDING</u>						
Cash					\$91,579	\$91,579
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$0	\$0	\$0	\$91,579	\$91,579
<u>FISCAL IMPACT</u>						
FUND:						\$0
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:

Streetscape for Carefree Drive from Tom Darlington Drive to 100 Easy Street. Included improvements are pavement and median modifications, sidewalk, Traffic Circle, landscape, drainage and crosswalks.

Justification:

Improve access and appearance into front door of Town Center, create safer pedestrian and vehicle access.

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Wampum Circle	4-3					Economic Development
Title	Department Priority Ranking					Department
Steve Prokopek						\$1,130,500
Contact Person						Estimated Cost
PROJECT COMPONENTS	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	TOTAL
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering			\$68,000			\$68,000
Construction				\$850,000		\$850,000
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency				\$212,500		\$212,500
TOTAL	\$0	\$0	\$68,000	\$1,062,500	\$0	\$1,130,500
<u>FUNDING</u>						
Cash			\$68,000	\$1,062,500		\$1,130,500
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$0	\$68,000	\$1,062,500	\$0	\$1,130,500
<u>FISCAL IMPACT</u>						
FUND:						\$0
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0
Project Description:						
Widen Wampum Circle						
Justification:						
Improve access and appearance into front door of Town Center, create safer pedestrian and vehicle access.						

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

**Intersection Improvements
Tom Darlington and Cave
Creek Road**

2

Economic Development

Title

Department Priority Ranking

Department

Steve Prokopek

\$1,200,000

Contact Person

Estimated Cost

<u>PROJECT COMPONENTS</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering			\$87,500			\$87,500
Construction			\$890,000			\$890,000
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency			\$222,500			\$222,500
TOTAL	\$0	\$0	\$1,200,000	\$0	\$0	\$1,200,000
<u>FUNDING</u>						
Cash			\$1,200,000			\$1,200,000
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$0	\$1,200,000	\$0	\$0	\$1,200,000
<u>FISCAL IMPACT</u>						
FUND:						\$0
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:

Install a roundabout.

Justification:

Improve access and appearance into front door of Town Center, create safer pedestrian and vehicle access.

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Wayfinding Signage	3-1-1	Economic Development
Title	Department Priority Ranking	Department
Steve Prokopek		\$1,810,000
Contact Person		Estimated Cost

PROJECT COMPONENTS	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	TOTAL
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering						\$0
Construction			\$400,000	\$1,200,000	\$210,000	\$1,810,000
Equipment & Furnishings						\$0
Professional Services						\$0
Contingency						\$0
TOTAL	\$0	\$0	\$400,000	\$1,200,000	\$210,000	\$1,810,000
<u>FUNDING</u>						
Cash	\$0	\$0	\$400,000	\$1,200,000	\$210,000	\$1,810,000
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$0	\$400,000	\$1,200,000	\$210,000	\$1,810,000
<u>FISCAL IMPACT</u>						
FUND:						
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:

Install 9 large monument signs, 1 digital outdoor kiosk, 10 ground level directional signs, 10 medium light poll sigs, 15 small light pool signs.

Justification:

Improve access for visitors and residents accessing the Town Center for shopping, events and parking.

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Restucco and Painting Walls in the Carefree Desert Gardens	6-4-2	Economic Development
Title	Department Priority Ranking	Department
Steve Prokopek		\$225,000
Contact Person		Estimated Cost

<u>PROJECT COMPONENTS</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering						\$0
Construction						\$0
Equipment & Furnishings						\$0
Professional Services			\$75,000	\$75,000	\$75,000	\$225,000
Contingency						\$0
TOTAL	\$0	\$0	\$75,000	\$75,000	\$75,000	\$225,000
<u>FUNDING</u>						
Cash			\$75,000	\$75,000	\$75,000	\$225,000
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$0	\$0	\$75,000	\$75,000	\$75,000	\$225,000
<u>FISCAL IMPACT</u>						
FUND:						\$0
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:

The walls in the Gardens are overdo for stucco repair and repainting. This project will perform those items over the next three years.

Justification:

The Carefree Desert Gardens is a great amenity for residents and visitors. It's imperative that the Town maintain the image of this valuable resource.



FIRE PROTECTION INFRASTRUCTURE

**TOWN OF CAREFREE
CAPITAL IMPROVEMENTS PROGRAM**

Fire Protection Infrastructure	1	Town Administrator
Title	Department Priority Ranking	Department

GARY NEISS		\$1,900,000
Contact Person		Estimated Cost

<u>PROJECT COMPONENTS</u>	<u>FY 22-23</u>	<u>FY 23-24</u>	<u>FY 24-25</u>	<u>FY 25-26</u>	<u>FY 26-27</u>	<u>TOTAL</u>
<u>COSTS</u>						
Land & ROW						\$0
Design Engineering						\$0
Construction						\$0
Equipment & Furnishings						\$0
Professional Services	\$1,100,000	\$400,000				\$1,500,000
Contingency						\$0
TOTAL	\$1,100,000	\$400,000	\$0	\$0	\$0	\$1,500,000
<u>FUNDING</u>						
Cash	\$1,500,000	\$400,000				\$1,900,000
Bonds						\$0
Grants						\$0
Carry Forward Funds 2022						\$0
TOTAL	\$1,500,000	\$400,000	\$0	\$0	\$0	\$1,900,000
<u>FISCAL IMPACT</u>						
FUND:						
# FTE's						\$0
Operating Costs						\$0
Operating Savings						\$0
Debt Service						\$0
NET OPERATING IMPACT	\$0	\$0	\$0	\$0	\$0	\$0

Project Description:
The Town is working towards becoming part of the regional automatic aid dispatch system. In order to qualify the Town must purchase new radio infrastructure. The Town is also looking to replace its apparatus.

Justification:
Automatic Aid requires the Town compliment system with required equipment.

Agenda Item #



**TOWN OF CAREFREE
INFORMATION SUMMARY**

MEETING

DATE: April 5, 2022

SUBJECT: Review and approval of the Flood Control District Allotment for design and construction for the East Carefree Drive at East Cave Creek Rd Drainage Project.

ATTACHMENT: Flood Control District of Maricopa County IGA FCD 2022A003

SUMMARY:

On April 27, 2011 the Board of Directors of the Flood Control District (the Board) adopted Resolution FCD 2009R003A (C-69-09-062-6-01) authorizing the DISTRICT to cost-share in projects recommended under the Flood Control District's Small Project Assistance Program.

The Town of Carefree recently applied and qualified for these grant funds. The subject flood mitigation project will alleviate the flooding of structures at condominiums located at Carefree Drive and Cave Creek Road due to an undersized culvert which was developed back in the County. The current undersized culvert results in storm water to back up into occupied parking spaces and into street level units during large storm events.

The Flood Control District will provide approximately \$490,000 (75%) while the Town's portion of this matching grant will be approximately \$160,000 (25%).

ACTION NEEDED:

Approval of Resolution #2022-07 authorizing the appropriate signatories to execute the Flood Control District of Maricopa County IGA FCD 2022A003.

REPORT PREPARED BY:

Mark Milstone, Town Engineer

RESOLUTION #2022-07

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CAREFREE, ARIZONA, APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE MARICOPA COUNTY FLOOD CONTROL DISTRICT AND THE TOWN OF CAREFREE

WHEREAS, the Board of Directors (the Board) of the Maricopa Flood Control District (DISTRICT) adopted Resolution FCD 2009R003A (C-69-09-062-6-01) authorizing the DISTRICT to cost-share in projects recommended under the DISTRICT's Small Project Assistance Program.

WHEREAS, Under the DISTRICT's Small Project Assistance Program for Fiscal Year 2023, the TOWN proposed the East Carefree Drive at East Cave Creek Rd Drainage Project (the "PROJECT") to provide the following benefits:

Reduce the flood hazard to a property that has experienced historic flooding.

WHEREAS, The PROJECT has been recommended by DISTRICT staff for the Fiscal Year 2023 program.

WHEREAS, The DISTRICT shall fund seventy-five percent (75%) of the PROJECT DESIGN AND CONSTRUCTION COST incurred and invoiced between July 1, 2022 and June 30, 2024, with the funding from the DISTRICT limited to a maximum of \$500,000 in accordance with the DISTRICT's Small Project Assistance Program. The DISTRICT's current estimated funding share is \$487,500. DISTRICT funds will be from the DISTRICT's secondary tax levy revenues and DISTRICT funding shall be contingent upon the availability of DISTRICT Capital Improvement Program Budget funding. This term shall not be amended.

WHEREAS, The DISTRICT shall reimburse the TOWN per the terms of this Agreement within thirty (30) days of receipt of an invoice from the TOWN for its share of the PROJECT DESIGN AND CONSTRUCTION COST. The DISTRICT shall also participate in a final inspection of the completed PROJECT with the TOWN.

WHEREAS, The DISTRICT requires that Carefree enter into an IGA with the DISTRICT.

NOW, THEREFORE, IT IS RESOLVED by the Mayor and Town Council of the Town of Carefree, Arizona that:

1. The Town Council shall approve the District's IGA FCD 2022A003

PASSED AND ADOPTED BY the Mayor and Town Council of the Town of Carefree, Arizona, this 5th day of April 2022.

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

FOR THE TOWN OF CAREFREE

ATTESTED TO:

Les Peterson, Mayor

Kandace French Contreras, Town Clerk

APPROVED AS TO FORM:

Michael Wright, Town Attorney

Intergovernmental Agreement

for the

**Design, Rights-of-Way Acquisition, Utility Relocations, Construction, Construction
Management and Operation and Maintenance**
of the

East Carefree Drive at East Cave Creek Road Drainage Imp.

between the

Town of Carefree

and the

Flood Control District of Maricopa County

IGA FCD 2022A003

Agenda Item _____

This Intergovernmental Agreement (this "Agreement") is entered into by and between the Flood Control District of Maricopa County, a political subdivision of the State of Arizona, acting by and through its Board of Directors (the "DISTRICT"), and the Town of Carefree, a municipal corporation, acting by and through its Mayor and Town Council, (the "TOWN"). The Town and the District are collectively referred to as the PROJECT PARTNERS and as a PROJECT PARTNER.

This Agreement shall become effective as of the date it has been executed by all PROJECT PARTNERS.

STATUTORY AUTHORIZATION

1. The DISTRICT is empowered by Arizona Revised Statutes (A.R.S.) § 48-3603, as revised, to enter into this Agreement and has authorized the undersigned to execute this Agreement on behalf of the DISTRICT.
2. The TOWN is empowered by A.R.S. § 9-240(B) and A.R.S. §11-952, as amended, to enter into this Agreement and has authorized the undersigned to execute this Agreement on behalf of the TOWN.

BACKGROUND

3. On April 27, 2011, the Board of Directors of the DISTRICT (the Board) adopted Resolution FCD 2009R003A (C-69-09-062-6-01) authorizing the DISTRICT to cost-share in projects recommended under the DISTRICT's Small Project Assistance Program.
4. Under the DISTRICT's Small Project Assistance Program for Fiscal Year 2023, the TOWN proposed the East Carefree Drive at East Cave Creek Rd Drainage Project (the "PROJECT") to provide the following benefits:

- 4.1 Reduce the flood hazard to a property that has experienced historic flooding.
5. The PROJECT has been recommended by DISTRICT staff for the Fiscal Year 2023 program.

PURPOSE OF THE AGREEMENT

6. The purpose of this Agreement is to identify and define the responsibilities of the DISTRICT and the TOWN for the design, rights-of-way acquisition, utility relocations, construction, construction management, and operation and maintenance of the PROJECT.

TERMS OF AGREEMENT

7. The PROJECT shall mean the features required to accomplish the benefits enumerated in paragraph 4 of this Agreement. Features of the PROJECT, as envisioned at the time of this Agreement, are represented in Exhibit A but are subject to change without amendment to this Agreement.
8. PROJECT DESIGN AND CONSTRUCTION COST shall mean the actual amount of money required to complete the flood control features of the PROJECT that are completed and invoiced by the TOWN to the DISTRICT between July 1, 2022, and June 30, 2024.
 - 8.1 The following costs are expressly excluded from the PROJECT DESIGN AND CONSTRUCTION COST shared under this Agreement:
 - 8.1.1 Costs associated with rights-of-way acquisition, permitting, construction management (including materials testing and survey work), operations and maintenance.
 - 8.1.2 Costs associated with multi-use, landscaping or aesthetic features.
 - 8.1.3 Costs associated with utility conflicts and utility relocations.
 - 8.1.4 Personnel and administrative costs incurred by either PROJECT PARTNER.
 - 8.2 The PROJECT DESIGN AND CONSTRUCTION COST is estimated to be \$650,000 but is subject to change without amendment to this Agreement.
9. The DISTRICT shall:
 - 9.1 Fund seventy-five percent (75%) of the PROJECT DESIGN AND CONSTRUCTION COST incurred and invoiced between July 1, 2022, and June 30, 2024, with the funding from the DISTRICT limited to a maximum of \$500,000 in accordance with the DISTRICT's Small Project Assistance Program. The DISTRICT's current estimated funding share is \$487,500. DISTRICT funds will be from the DISTRICT's secondary tax levy revenues and DISTRICT funding shall be contingent upon the availability of DISTRICT Capital Improvement Program Budget funding. This term shall not be amended.

- 9.2 Reimburse the TOWN per the terms of this Agreement within thirty (30) days of receipt of an invoice from the TOWN for its share of the PROJECT DESIGN AND CONSTRUCTION COST.
- 9.3 Participate in a final inspection of the completed PROJECT with the TOWN.
10. The TOWN shall:
- 10.1 Fund the full PROJECT DESIGN AND CONSTRUCTION COSTS not reimbursed by the DISTRICT, making the TOWN's estimated PROJECT DESIGN AND CONSTRUCTION COST share \$162,500 and TOWN will fully fund all PROJECT costs for any work completed and invoiced before July 1, 2022, or after June 30, 2024.
- 10.2 Fully and solely pay any payment required that does not fall within the definition of PROJECT DESIGN OR CONSTRUCTION COST.
- 10.3 Serve as the lead agency for all aspects of PROJECT implementation.
- 10.4 Invoice the DISTRICT as follows:
- 10.4.1 Within thirty (30) days of award of a PROJECT construction contract for one-half (1/2) of its share of the PROJECT DESIGN AND CONSTRUCTION COSTS.
- 10.4.2 Within thirty (30) days of completion of construction of the PROJECT, but no later than June 30, 2024, prepare a final accounting including change order costs not previously paid, and invoice the DISTRICT for the remainder of its share of the PROJECT DESIGN AND CONSTRUCTION COST incurred, if any, to date.
- 10.5 Reimburse the DISTRICT for any previous over-payments.
- 10.6 Design the PROJECT, provide PROJECT plans and specifications to the DISTRICT (including interim submittals as appropriate) for review and comment. The DISTRICT shall provide, within three (3) weeks of receipt of the plans and specifications from the TOWN, comments on the plans and specifications, if any. The TOWN shall incorporate the comments provided by the DISTRICT into the PROJECT as appropriate.
- 10.7 Coordinate and staff any necessary public involvement activities related to the PROJECT.
- 10.8 Obtain all permits required for the PROJECT.
- 10.9 Obtain rights-of-way required for the PROJECT.
- 10.10 Relocate conflicting utilities.
- 10.11 Construct the PROJECT, provide construction management (including materials testing and survey work), and provide any proposed construction change orders to the DISTRICT for concurrence.
- 10.12 Coordinate a final inspection of the completed PROJECT with the DISTRICT.
- 10.13 Own the completed PROJECT and be responsible for operation and maintenance of the completed PROJECT. The maintenance activities to be performed include, but are not

limited to, maintaining the flood control function of the PROJECT, including sediment and vegetation removal and any and all aesthetic, park, and public use features, maintenance of landscaping, irrigation, multi-use trails and berms, removal of trash and debris, electricity and other operation costs for the facilities, vandalism repair and replacement, and structural repair and replacement of the flood control structures. The TOWN may delegate this responsibility to a third party but will remain ultimately accountable to the DISTRICT under this Agreement.

10.14 On an annual basis, commencing on the first anniversary date of the completion and acceptance of the project, provide written notification to the DISTRICT that the project has been properly maintained by the Town of Carefree over the past year in accordance with the project design intent and to ensure proper hydraulic function.

10.15 Require that any contractor selected for the PROJECT:

10.15.1 Warrant its compliance with all federal immigration laws and regulations that relate to its employees and their compliance with A.R.S. § 23-214(A);

10.15.2 Agree that a breach of the warranty under paragraph 10.15.1 shall be deemed a material breach of contract and is subject to penalties up to and including termination of the contract;

10.15.3 Agree that the DISTRICT retains the legal right to inspect the papers of the contractor or subcontractor employee(s) who work(s) on this Agreement to ensure that contractor or subcontractor is complying with the warranty under paragraph 10.15.1;

11. Any local permits required for the PROJECT that are issued by either PROJECT PARTNER shall be issued at no cost to the PROJECT.

12. Either PROJECT PARTNER may, with mutual written agreement of all PROJECT PARTNERS, delegate responsibilities to another party. Any delegation, however, shall not relieve the delegating PROJECT PARTNER of its original responsibilities as defined herein.

13. Each PROJECT PARTNER certifies that it has disclosed to the other PROJECT PARTNER any known ongoing or anticipated litigation (to which it is a party) related to the PROJECT or PROJECT-affiliated flooding hazards, and shall continue to make such disclosures through the duration of this Agreement.

14. In the case of any dispute over any items in this Agreement, the PROJECT PARTNERS agree to use their best efforts and enter into good faith negotiations to resolve the disputed matters. However, this shall not limit the rights of the PROJECT PARTNERS to seek any remedies provided by law.

15. Each PROJECT PARTNER shall take reasonable and necessary actions within its authority to ensure that only storm water is discharged into the PROJECT, and that such discharges into the PROJECT comply at the point of discharge with any applicable requirements of the U.S. Environmental Protection Agency, Clean Water Act, Arizona Pollutant Discharge Elimination System or any other applicable discharge requirements, including any permit requirements.

16. The PROJECT PARTNERS agree to equally share the cost of a PROJECT compliance and cost audit to be initiated within sixty (60) days of PROJECT completion, if requested by either

PROJECT PARTNER. An independent auditing firm on contract to the DISTRICT and agreeable to the PROJECT PARTNERS will perform the audit. Any payments or reimbursements necessary to bring the PROJECT into compliance with the audit findings shall be made within 45 days of acceptance by all PROJECT PARTNERS of the audit report.

17. Each PROJECT PARTNER (indemnitor) shall, to the extent permissible by law, indemnify, defend and save harmless the others (indemnitees) including agents, officers, directors, governors and employees thereof, from and against any loss or expense incurred as a result of any claim or suit of any nature whatsoever, which arises out of indemnitor's negligent or wrongful acts or omissions pursuant to this Agreement. The TOWN shall further, to the extent permissible by law, indemnify, defend and save harmless the DISTRICT including agents, officers, directors, governors and employees thereof, from and against any loss or expense incurred as a result of any claim or suit of any nature whatsoever, which arises out of recreational use of the PROJECT in the event that it elects to invite such use (with or without DISTRICT concurrence). Such indemnification obligations shall encompass any personal injury, death or property damages resulting from the indemnitor's negligent or wrongful acts or omissions, as well as reasonable attorney fees, court costs, and other expenses relating to the defense against claims or litigation, incurred by the indemnitee. Indemnitee shall be liable for its own negligence or wrongful acts as provided by law.

18. Each PROJECT PARTNER

18.1 Shall comply with A.R.S. §§ 41-4401 and 23-214(A). Failure by either PROJECT PARTNER to comply with A.R.S. §§ 41-4401 and 23-214(A) shall be deemed a breach of this Agreement and is subject to penalties up to and including termination of the Agreement.

18.2 Retains the legal right to inspect the records of the other PROJECT PARTNER's and any contractors' or subcontractors' employees performing work under this Agreement to verify compliance with A.R.S. §§ 41-4401 and 23-214(A).

19. All notices or demands upon any PROJECT PARTNER shall be in writing and shall be delivered in person, by express delivery service for which a receipt is obtained or sent by mail addressed as follows:

Flood Control District of Maricopa County
Director
2801 West Durango Street
Phoenix, Arizona 85009-6399

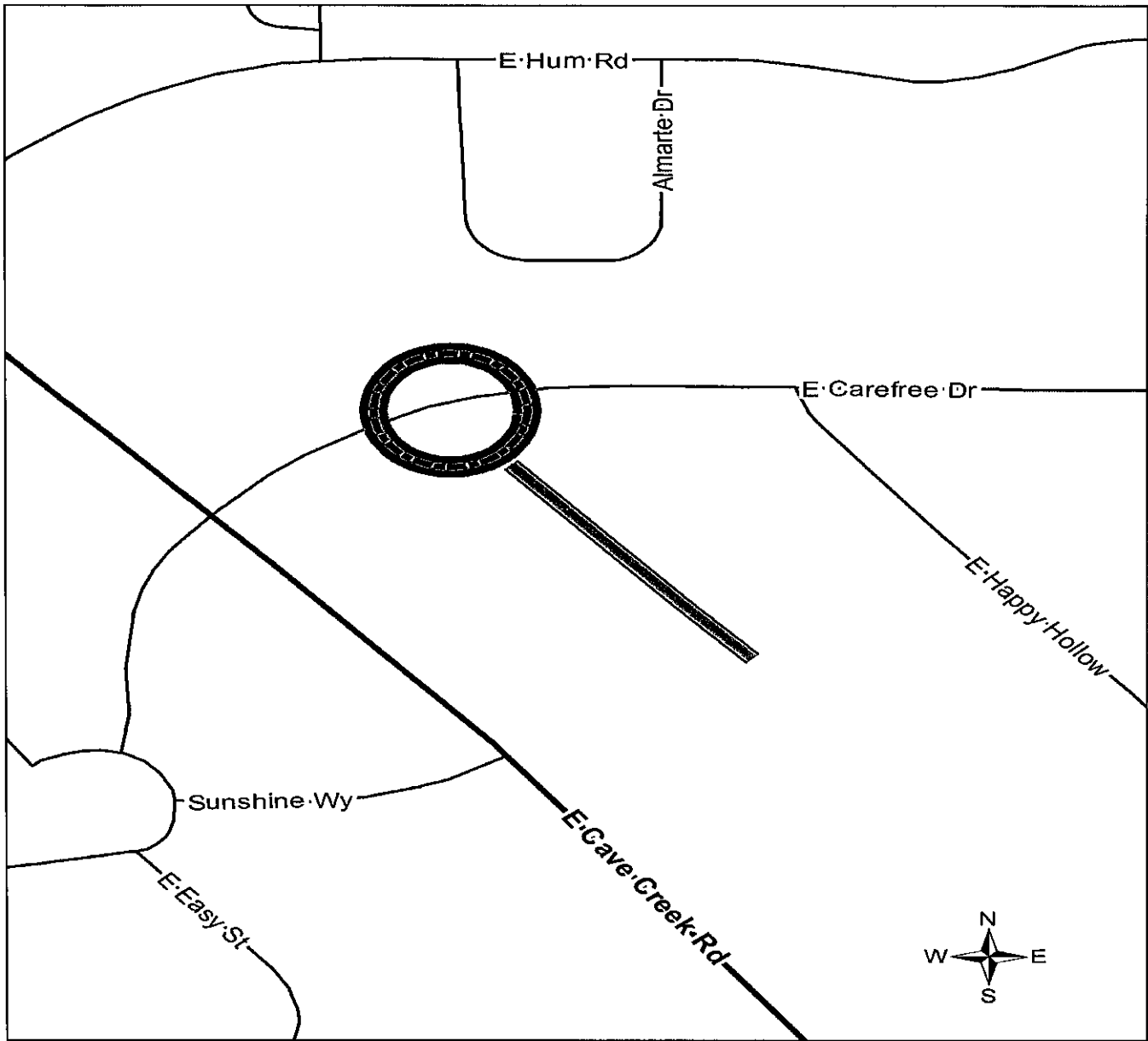
Town of Carefree
Town Engineer
P.O. Box 740
Carefree, AZ 85377

20. This Agreement shall expire either (a) two years from the date of execution by all PROJECT PARTNERS, or (b) upon both completion of the PROJECT and satisfaction of all funding obligations and reimbursements associated with this Agreement, whichever is the first to occur. However, by mutual written agreement of all PROJECT PARTNERS, this Agreement may be amended or terminated except as expressly stated in this Agreement. The operation and maintenance and indemnification provisions of this Agreement shall survive the expiration of this Agreement.

21. This Agreement is subject to the provisions of A.R.S. § 38-511.

22. Attached to this Agreement or contained herein are the written determinations by the appropriate attorneys for the PROJECT PARTNERS, that these agencies are authorized under the laws of the State of Arizona to enter into this Agreement and that it is in proper form.
23. If legislation is enacted after the effective date of this Agreement that changes the relationship or structure of one or more PROJECT PARTNERS, the PROJECT PARTNERS agree that this Agreement shall be renegotiated at the written request of either PROJECT PARTNER.

Exhibit A: East Carefree Drive at East Cave Creek Rd Drainage



-  Existing Structure
-  E. Carefree Dr. at E. Cave Creek Rd. Drainage Improvements



TOWN OF CAREFREE INFORMATION SUMMARY

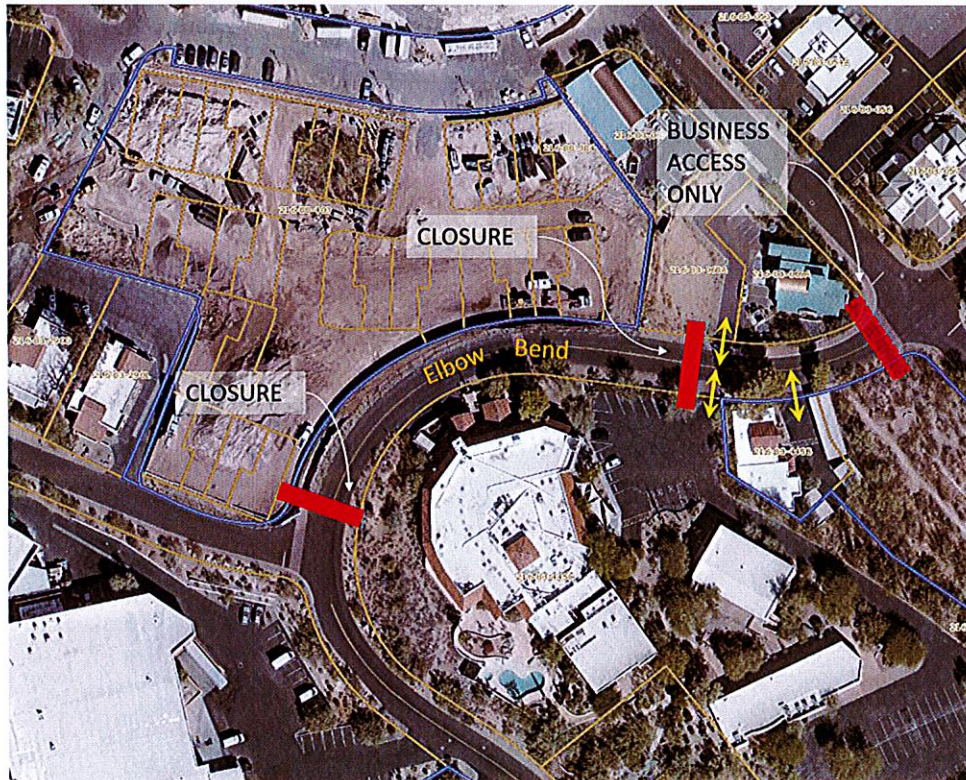
MEETING DATE:
April 5, 2022

SUBJECT:
Elbow Bend Street Closure – May 9, 2022, until May 27, 2022 (3 weeks)

- ATTACHMENTS:
- Exhibit 1 – Traffic Control Plan
 - Exhibit 2 – Schedule

SUMMARY:

Included as part of the approvals for The View Carefree subdivision were offsite improvements along Elbow Bend Road. These improvements included new curb and gutter, roadway pavement, and a new sidewalk. The curb, gutter, and most of the sidewalk have been installed. The ½-street roadway paving remains. To do so in the safest and quickest manner, the project owner, Mr. Jim Shelly is requesting a full street closure of Elbow Bend Road between Sidewinder Road and Nonchalant Avenue. This closure will help mitigate potential conflicts while installing this work adjacent to his development.



To properly repave Elbow Bend, the existing aggregate base course (ABC), a sublayer below the paving, must be removed and replaced with new ABC. This requires fine grading, compaction, and other construction procedures that necessitate additional space beyond the actual pavement installation. Staff agrees that closing this stretch of Elbow Bend will accommodate this work in an efficient and cautious manner.

Attached are two exhibits. Exhibit 1 is the traffic control plan outlining the closure and its associated signage. This closure would be in place starting May 9, 2022, until May 27, 2022. Typically, pavement work happens quickly, so if there are no complications or unforeseen delays, the work may be done sooner. However, it is best to plan for the requested dates. Exhibit 2 is the proposed road closure plan or traffic control plan (TCP). The TCP has been reviewed and approved by the representative of the Lutheran Retreat Center, Mr. Eric Simonson.

CONDITIONS OF APPROVAL:

1. The closure of Elbow Bend shall be between Sidewinder Road and Nonchalant Avenue. The closure shall be from May 9, 2022, until May 27, 2022.
2. The View Carefree shall be sure any delivery trucks that, due to the trucks size, need access through the paved side of Elbow Bend during the closure will be allowed through to service Spirit In The Desert.
3. Notify the other 2 property owners located at 7504 Elbow Bend and 7439 Elbow Bend to ensure each there is access to and from their properties for them and their customers.
4. The View Carefree will be moving the Waste Management dumpster servicing Spirit In The Desert to a corner of their parking lot during the closure, and then will move it back upon completion of the closure/road work.
5. The View Carefree shall resurface and restripe the Spirit In The Desert front parking lot upon completion of the road work at a date to be determined by Spirit In The Desert.

EXHIBIT 1

PLAN 1 ROAD CLOSURE



LOCATION OF WORK: TOWN OF CAREFREE
CONTRACTOR: BAILES & COMPANY
PHONE #: 480-789-9876
FAX #: MARC BAILES AT BAILES & CO
CONTACT PERSON: MARCH 8, 2022
DATE DRAWN: DOONE BAKER
DRAWN BY: 24-HOUR SETUP
TIME: LOCATION #:
LOCATION #: 0800
DATE OF WORK: 07:00 AM
START TIME: PERMIT #:
JOB #: INSPECTOR:

TRAFFICADE SERVICE COMPANIES
 2533 W. HOLLY ST.
 PHOENIX, AZ 85009
 (602) 431-0911
 FAX (602) 272-3705

NOT TO SCALE

ALL SIGNS & BARRICADES SHALL HAVE TYPE A FLASHERS

LEGEND

- Channelized Devices
- Work Area
- Type I Barricades
- High Level Flagtree

NOTE: ACTUAL QUANTITIES OF BARRICADES AND FLAGTREES TO BE CHANGED AS PER MANUAL REQUIREMENTS.

REVIEWED BY: _____
 DATE: _____

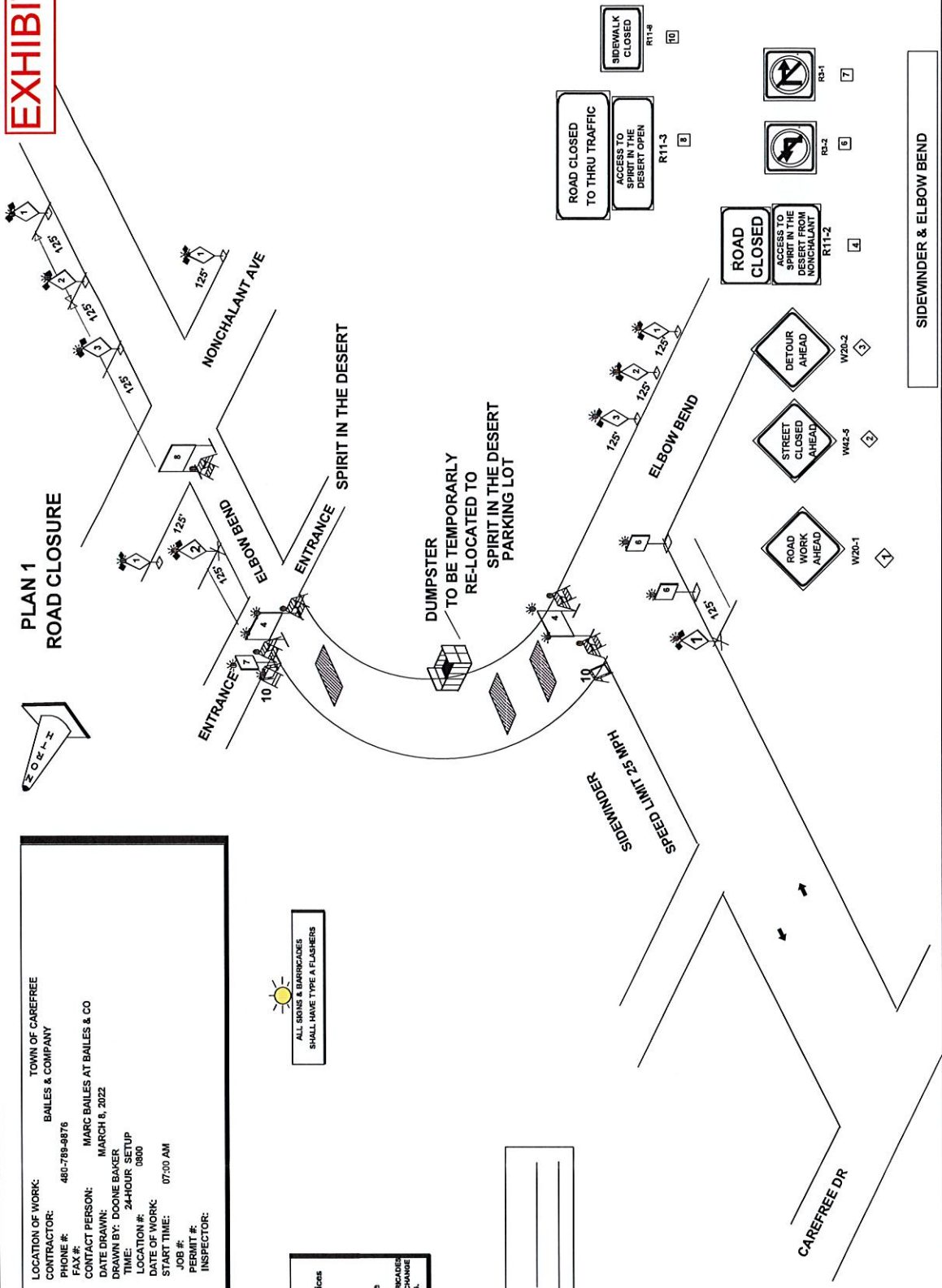


EXHIBIT 2

The View Carefree Elbow Bend Closure and Construction Schedule

Task	Trade Contractor	Duration	Start	Finish	Must Complete By End Of Day	Week of: 5/9/2022		Week of: 5/16/2022		Week of: 5/23/2022		Week of: 5/30/2022		Week of: 5/27/2022					
						5/9	5/10	5/16	5/17	5/23	5/24	5/30	5/31	5/6	5/7	5/13	5/14	5/20	5/21
Set Traffic Control and close Elbow Bend	Trafficade	1 day	5/9/2022	5/9/2022	Monday														
Demo Elbow Bend 1/2 street and haul off	Bryco Milling	1 day	5/9/2022	5/9/2022	Monday														
Survey	Clouse	1 day	5/10/2022	5/10/2022	Tuesday														
Demo Concrete and cut concrete grade	Bryants	1 day	5/10/2022	5/10/2022	Tuesday														
Set & pour exp. agg. at Elbow Bend travel lane & remainder of sidewalk	DeGrassi	1 day	5/11/2022	5/11/2022	Wednesday														
Sub-grade	Bryants	2 days	5/12/2022	5/13/2022	Thursday - Friday														
Place AB and complete finish grade	Bryants	4 days	5/16/2022	5/19/2022	Monday-Thursday														
Compaction test on AB (schedule for AM)	ProTex	1 day	5/20/2022	5/20/2022	Friday														
Fix any compaction issues	Bryant's	1 day	5/20/2022	5/20/2022	Friday														
Roadrunner mob-in #2	Roadrunner	1 day	5/23/2022	5/23/2022	Monday														
Pave Elbow Bend	Roadrunner	2 days	5/24/2022	5/25/2022	Tuesday - Wed.														
Striping at Elbow Bend	Bryant's	1 day	5/26/2022	5/26/2022	Thursday														
Complete any remaining pick-up work	All	1 day	5/27/2022	5/27/2022	Friday														
Complete: Remove traffic control	Trafficade	1 day	5/27/2022	5/27/2022	Friday														
Re-seal & stripe Retreat Center parking lot			TBD																

Elbow Bend Closure: Grading / Demo / Paving