

**TOWN OF PRESCOTT VALLEY
REQUEST FOR COUNCIL ACTION
Date: April 22, 2010**

SUBJECT: Supplemental Intergovernmental Agreement – Big Chino Water Ranch Project

SUBMITTING DEPARTMENT: Management

PREPARED BY: Larry Tarkowski, Town Manager

AGENDA LOCATION: Comments/Communications , Consent , Work/Study ,
New Business , Public Hearing , Second Reading

ATTACHMENTS: a) Supplemental Intergovernmental Agreement for Administration of Requirements and Costs of the Big Chino Water Ranch Project - City of Prescott and Town of Prescott Valley, and b) PV Billings Summary

SUMMARY/BACKGROUND: The Intergovernmental Agreement dated December 7, 2004, between the City of Prescott and the Town of Prescott Valley for the Big Chino Water Ranch Project provides, among other things, that Prescott may obtain various professional services and bill the Town its proportionate share (45.9%). As the Project has evolved, including sharing of workload associated with certain activities, the parties have understood that the IGA would also permit Prescott Valley to enter into professional service agreements related to the Project, where necessitated by the sharing of workload and upon the concurrence of Prescott, and credit the costs against the Town's obligations. In April 2008 the communities developed a joint process to request proposals/statements of qualification for legal and lobbying/public relations work related to the Project. Based on the proposals received, the Town Council approved an agreement on May 8, 2008, with Greenberg Traurig for Mitch Menlove to provide general lobbying and public relations services for the Project. On May 22, 2008, the Council approved an agreement with Perkins Coie Brown & Bain to provide some of the litigation services for the Project. On October 9, 2008, the Council approved an Amended Agreement with Greenberg Traurig for additional public relations services.

On April 9, 2009, Mitch Menlove joined the Washington, D.C., firm of Policy Impact Communications, Inc., requiring approval of a new lobbying/public relations agreement for the Project. About that time, the communities began to explore the merits of a supplemental agreement that would not amend the original IGA terms, but rather clarify administrative details and matters pertaining to the Project. After an eventful year during which a number of major Project issues have moved toward resolution, the communities now desire to enter into this supplemental administrative agreement dealing primarily with cost administration. Prescott plans to consider this same Agreement at its regular City Council meeting scheduled for April 27, 2010.

OPTIONS ANALYSIS: The Council may approve this supplemental Agreement with the City of Prescott, take no action and propose revisions for Town staff to take back to City staff for consideration, OR decline to approve this supplemental Agreement.

ACTION OPTION: Motion to approve the Supplemental Intergovernmental Agreement for Administration of Requirements and Costs of the Big Chino Water Ranch Project with the City of Prescott, **OR** Motion not to approve this Supplemental IGA. **VOTE.**

RECOMMENDATION: Staff recommends approval of this Supplemental Agreement for the Big Chino Water Ranch Project.

FISCAL ANALYSIS: Approval of this supplemental agreement will provide the formal means for reimbursement by Prescott of 54.1% of the eligible costs as described in the document for expenditures made by the Town under or in conjunction with the contracts mentioned above. [See billing summary above]

REVIEWED BY:

Management Services Director _____ Town Clerk _____

Town Attorney _____

Town Manager _____

COUNCIL ACTION:

Approved Denied Tabled/Deferred Assigned to _____