

## **AMENDED MEMORANDUM OF UNDERSTANDING**

**Among**

**CITY OF SIERRA VISTA, COCHISE COUNTY FLOOD CONTROL DISTRICT, HEREFORD  
NATURAL RESOURCE CONSERVATION DISTRICT, THE NATURE CONSERVANCY, CITY  
OF BISBEE, and FORT HUACHUCA**

### **I. Introduction**

This agreement creates a partnership to facilitate and implement sound water resource management and conservation strategies in the Sierra Vista Subwatershed.

This agreement establishes the Cochise Conservation and Recharge Network (the "Network") that will meet as necessary to accomplish the Purpose set forth below.

### **II. Purpose**

The implementation of regional water management projects to meet the long-term water needs of the Sierra Vista Subwatershed by preserving the base flows of the San Pedro River and ensuring the long-term economic viability of local communities by promoting and implementing recharge and conservation efforts.

### **III. Authorities**

City of Sierra Vista: (A.R.S. § 11-952)  
Cochise County Flood Control District (A.R.S. § 11-952)  
Hereford NRCD (Natural Resource Conservation District)  
The Nature Conservancy  
City of Bisbee (A.R.S. § 11-952)  
Fort Huachuca

### **IV. Cooperation**

The parties to this memorandum of understanding agree to the following:

- A. Participate in the Network that will meet regularly to accomplish the purpose identified in paragraph II.
- B. Assist in identifying sources of funding to meet objective in support of the Network's purpose identified in paragraph 11.

## **V. Implementation and Administration**

- A. The Network will elect a chair and vice chair in January of every other year to serve two year terms in odd years.
- B. Each member shall designate its primary representative(s) and alternate(s) to the Network Advisory Commission in writing.
- C. The Network will provide an annual progress report on actions and projects for review by member agencies and the public.
- D. The Network may change its organizational structure including the establishment of new committees to assist in achieving its purpose identified in paragraph II.
- E. Beginning October 1, 2017 the City of Sierra Vista shall serve as the Designated Fiduciary Agent until such time as this agreement is no longer in effect, or an alternate jurisdiction is approved by the Network. The Designated Fiduciary Agent shall be responsible for:
  - 1. Ensuring compliance with federal, state and local laws in the operation of the Network, its committees, awarded grants, and financial oversight.
  - 2. Acting as applicant and fiscal agent for grants authorized by the Network.
  - 3. Providing periodic financial reports to the Network as requested.
  - 4. Serving as the designated point of contact for the Network unless determined otherwise by the bodies.

## **VI. Responsibilities of Members**

Participating agencies and their representatives shall attend meetings for the purpose of advancing the goals and objectives of the Network. Agency representatives are responsible for briefing their management and coordinating within their individual agency or organization.

## **VII. Limitations**

Nothing in this agreement shall be construed as limiting or affecting the legal authorities or decision-making of any of the participants of this MOU, or require expenditure of funds. Any party to this agreement may cancel this agreement by written notification at least 30 days prior to the termination date.

## **VIII. Electronic Signatures**

The parties agree that any party may sign this MOU with an electronic/digital signature, and that such signature shall have the same effect as though signed by hand.

## **IX. Additional Members**

The Network may add members with the approval of a majority of current members.

**For the Member Agency**

City of Sierra Vista

Signed: \_\_\_\_\_

Charles P. Potucek, City Manager

Date: \_\_\_\_\_

ATTEST:

Signed: \_\_\_\_\_

Jill Adams, Clerk

Cochise County Flood Control District

Signed: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST:

Signed: \_\_\_\_\_

Kim Lemons, Clerk of Board

The Nature Conservancy

Signed: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

City of Bisbee

Signed: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST:

Signed: \_\_\_\_\_

Ashlee Coronado, City Clerk

Hereford NRCD (Natural Resource  
Conservation District)

Signed: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Fort Huachuca

Signed: MORELAND.JARROD.PHILLIP.1158257242  
Digitally signed by MORELAND.JARROD.PHILLIP.1158257242  
Date: 2021.03.26 12:54:08 -07'00'

Print Name: COL Jarrod Moreland

Title: Garrison Commander, Fort Huachuca

Date: 26 MARCH 2021