

**SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY
(SSCAFCA)
MINUTES OF NOVEMBER 10, 1992
SPECIAL BOARD OF DIRECTORS MEETING**

CALL TO ORDER

The special meeting of the SSCAFCA Board of Directors was called to order by Chairperson Judy Vanderstar Russell at 1:08 p.m.

Directors in attendance were Judy Vanderstar Russell, John Chaney and Annette Jones. A quorum was declared present. Guy McDowell and Fred Coppola were noted as absent. Bernard Metzgar, legal counsel, was present. Staff member present was Pam McGrath, Administrative Secretary.

APPROVAL OF AGENDA

A motion by John Chaney, seconded by Annette Jones, to approve the agenda carried unanimously.

APPROVAL OF PRIOR MINUTES

A motion by Annette Jones, seconded by John Chaney, to approve the minutes as written carried unanimously.

Guy McDowell arrived at 1:13 p.m.

DECLARATION OF RESULTS OF BOARD OF DIRECTORS ELECTION

1. **Certificate of Canvass**

John Chaney, Secretary, announced officially that the Board of Directors Election of November 3, 1992 resulted in the following votes for each candidate:

William C. Yarbrough	3,512
Bill R. Joiner	3,808
Rawle L.A. Prince	1,726

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The two new directors to serve six year terms beginning January 1, 1993 to January 1, 1999 are William C. Yarbrough and Bill R. Joiner.

The Certificate of Canvas wording is to be changed to show that Judy Vanderstar Russell was acting on behalf of John Chaney, Secretary during the canvas as John was unable to attend the canvassing.

2. Election Resolution

Resolution 1992-19, Election of Directors, was presented by Bernard Metzgar, legal counsel. A motion by Annette Jones to adopt Resolution 1992-19, Election of Directors, was seconded by John Chaney and passed unanimously by roll call vote.

EXECUTIVE ENGINEER ASSESSMENT COMMITTEE REPORT

Jerry Fossenier, for Larry Blair, chairman, presented the Board with a report and recommendations from the assessment committee. Mr. Fossenier stated that the committee reviewed 18 applications and recommended the top four to SSCAFCA for further consideration.

There was a discussion by the Board as to comparable salary for this type of job; doing a pre-call for out of state candidates stating applicable salary, see if still interested, and asking for references, which can be checked before interviews; personnel committee; and process of having special meeting with the personnel committee making recommendations to the whole Board.

The personnel committee was reinstated with John Chaney and Annette Jones, with Guy McDowell as alternate. It was agreed to include the members elect to be notified of the personnel committee meetings so that they would have input. Annette Jones requested that Bob McCormick, President of Corrales Watershed Board, be included on the committee, which was agreed to.

The personnel committee is to follow the steps recommended by the assessment committee and bring their recommendations to the Board, at a special meeting if needed. Upon agreement by the Board, the interviewing will be scheduled. John Chaney stated that the committee would follow the two step procedure.

UPDATE ON ARROYO DE LOS MONTOYAS FACILITIES

An oral update on the Arroyo De Los Montoyas Facilities was presented by Monte Bingham of Gannet-Fleming. The update was on the complete system, of which SSCAFCA is cost sharing with the City of Rio Rancho. Mr. Bingham informed the Board that the survey and photogrammetry are completed, along with preliminary plans and profiles. Gannet Fleming is in the stage of identifying problems and intends to give an update on this at the next meeting. Mr. Bingham stated that he is interested in having a work session with the Board once the problems are identified.

The question was asked if the proposed desilting ponds would have an effect on the cleanout of the Harvey Jones Channel. Mr. Bingham replied that it should make it a lot easier as it will be clean water that goes down.

Mr. Bingham informed the Board that there are three privately owned lots in the arroyo and that an appraiser will be needed for these property.

TREASURER'S REPORT

A motion by Annette Jones, seconded by John Chaney, to table the treasurer's report to the next meeting passed unanimously.

SECRETARY'S REPORT

1. Middle Rio Grande Flood Control Association

John Chaney, Secretary, informed the Board that the annual meeting of the Middle Rio Grande Flood Control Association will be held Tuesday, December 1, 1992.

2. Interstate Streams Commission

A letter was written to Interstate Streams Commission by Bernard Metzgar, legal counsel, as a result of a meeting with staff members of Interstate Streams (see legal counsel report below). Mr. Metzgar explained that Interstate Streams Commission's legal counsel was going to research the question of whether the Commission is allowed to buy bonds. Once this decision has been made, Interstate Streams Commission will contact Mr. Duane Brown. Mr. Metzgar stated that he has not yet received a call from Mr. Brown regarding this.

LEGAL COUNSEL REPORT

1. Proposed MOU between SSCAFCA and City of Rio Rancho on Lisbon and Ivory.

Bernard Metzgar, legal counsel, informed the Board that Larry Blair, Executive Engineer of AMAFCA, reviewed the proposed Memorandum of Understanding with the City of Rio Rancho and suggested this project should be done by SSCAFCA through a separate RFP rather than going with the City of Rio Rancho. Mr. Metzgar agreed with Mr. Blair and suggested that the Board decline the MOU at this time. Larry Blair advised Mr. Metzgar that he will assist the Board in preparing an RFP for this project.

2. Reply to Dick Norten

Mr. Metzgar read a letter drafted to Mr. Dick Norton requested by the Board at the last meeting. The letter is in reply to his questions concerning development of land below Dam No. 4. The reply letter will be sent from the Board.

3. Interstate Streams Commission

Mr. Metzgar reported that on October 29, 1992 a meeting was held in Santa Fe at the request of the County and State Engineer's Office. People present were: Bill Miller, chief engineer of Interstate Streams; Lionel Maestas, staff engineer; Peter White, chief counsel; and Richard Farmer, representing the Flood Commissioner; Duane Brown, bond counsel for SSCAFCA; Debbie Hays, Sandoval County Manager; Annette Jones, SSCAFCA; and himself. The reason for the meeting was to discuss the possible bond purchase and to get on the next agenda of the Interstate Streams Commission. Mr. Metzgar stated that Interstate Streams Commission was definitely interested in buying the bonds, but there was the question of legality. Mr. Richard Farmer had a letter from the Flood Commissioner stating that he is in favor of the bond purchase and that he was withdrawing his request for the loan. Mr. Metzgar informed the Board that Interstate Streams Commission will be attempting to have a meeting in late November (November 19 or 20). Bernard Metzgar will notify Judy Vanderstar Russell as soon as he gets notice of the meeting.

4. Dams 1 & 4 Outfalls

Mr. Metzgar stated that this project involves a long process of land acquisition that needs to be done before construction and that the process should be started as soon as possible. The process includes a survey and right-of-way needs, a title determination of ownership, appraisals, and then negotiations with possible lawsuits for unsettled cases. All of these things need to be done before actual construction is started.

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CHAIRPERSON'S REPORT

1. Door

Guy McDowell stated that he felt that a metal security door is needed instead of a locking door.

Mr. Metzgar informed the Board that a locked door was adequate security as all the Board was doing was alleviating concern that the public would not have access to the area where the ballot boxes are kept.

John Chaney stated that he would like to leave his motion from the previous meeting intact which was for a locked door to prevent public access. No change was proposed.

2. Sublease Agreement

Judy Vanderstar Russell informed the Board that the sublease with Corrales Watershed had been signed.

3. Special Meeting for Odd Numbered Year

Judy Vanderstar Russell reminded the Board that a special meeting must be held on the first business day of the new year. This meeting is mandated by SSCAFCA's statute. The purpose of this meeting is an organizational meeting. It was the consensus of the Board to have the meeting January 4, 1993 at 1:00 p.m.

OTHER BUSINESS

Residents/Landowners Along 10th-11th and 15th Streets

A motion by John Chaney to table this issue as Mr. Medlin was not at the meeting was seconded by Annette Jones and passed unanimously.

DIRECTORS COMMENTS

John Chaney welcomed the newly elected directors.

PUBLIC FORUM

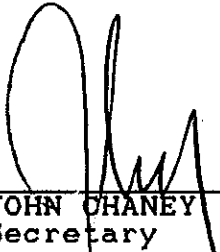
None

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ADJOURNMENT

A motion by Annette Jones, seconded by John Chaney, to adjourn the meeting was carried unanimously. Meeting adjourned at 2:30 p.m.


JUDY VANDERSTAR RUSSELL
Chairperson


JOHN CHANEY
Secretary

Date Approved _____