

SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY  
(SSCAFCA)

MINUTES OF NOVEMBER 19, 1996  
REGULAR BOARD OF DIRECTORS MEETING

CALL TO ORDER.

The regular meeting of the SSCAFCA Board of Directors was called to order by Vice Chairman John Chaney at 1:01 p.m.

Directors in attendance were James Dorn, Bill Joiner, Annette Jones and John Chaney. Dub Yarbrough was noted as absent. A quorum was declared present. Staff members present were Bob Garman, Executive Engineer and Pam McGrath, Administrative Secretary.

APPROVAL OF AGENDA.

A motion by Bill Joiner, seconded by Annette Jones, to approve the agenda as presented passed unanimously.

APPROVAL OF MINUTES OF OCTOBER 11, 1996.

A motion by Annette Jones, seconded by James Dorn, to approve the minutes of the special meeting of October 11, 1996, as written and presented, passed unanimously.

APPROVAL OF MINUTES OF OCTOBER 15, 1996.

A motion by Annette Jones, seconded by James Dorn, to approve the minutes of the regular meeting of October 15, 1996, as written and presented, passed unanimously.

APPROVAL OF MINUTES OF OCTOBER 26, 1996.

A motion by Annette Jones, seconded by James Dorn, to approve the minutes of the emergency meeting of October 26, 1996, as written and presented, passed unanimously.

SECRETARY'S REPORT.

None.

**TREASURER'S REPORT.**

1. Approve Expenditures 10/1/96-10/31/96.

A motion by James Dorn, seconded by Annette Jones, to approve the reported expenditures of 10/1/96-10/31/96 as presented, carried unanimously.

2. Approve Treasurer's Report 10/31/96.

A motion by James Dorn, seconded by John Chaney, to approve the treasurer's report of 10/31/96 as presented, carried unanimously.

**TREE POND BID AWARD.**

Dan Aguirre of Wilson & Company stated that there were twelve bidders on the Tree Pond Project, with Kirkland Construction being the low bidder.

A motion by Annette Jones to award the construction to Kirkland Construction was seconded by James Dorn.

The motion was amended by Annette Jones to award the construction of the Tree Farm Pond Project to include the base bid plus additions to Kirkland Construction. James Dorn agreed to the amended motion and again seconded. Roll call vote: James Dorn, yes; Bill Joiner, yes; Annette Jones, yes; John Chaney, yes. Motion passed 4 to 0.

**URBAN PONDS PROJECT.**

Mr. Garman stated that the Urban Ponds Project contract between Wilson & Company and Sandoval County has expired.

Mr. Metzgar, legal counsel, stated that the original contract covered the entire process; however, it was inadvertently not renewed by Sandoval County though work continued to be done. He stated that a supplemental contract with Wilson & Company is necessary with changes to the scope of work. Mr. Aguirre and Mr. Garman will work on the changes and give them to Mr. Metzgar so that he can prepare a supplemental agreement.

It was the consensus of the Board to move ahead on the engineering for the Urban Ponds Project.

**LEGAL COUNSEL REPORT.**

Mr. Metzgar reported that he does not have anything to report in the open meeting.

**EXECUTIVE ENGINEER'S REPORT**

1. Dams 1 & 4 Outfall Project.

Mr. Garman stated that the reappraisal for parcel 6-4 (Colborne) is in the process of being done. Mr. Metzgar still has not been notified of a court date for parcel 6-4.

Mr. Garman stated that the Supplemental Agreement with Easterling and Associates has been signed. The tasks assigned since the last Board meeting include Budagher's Road, Solomon/Tapia settlement and Dam 1 geotech and hydrographs.

Mr. Garman stated that the SHIPO report has been received with two recommendations. SHIPO requested that two sites be further investigated as they may be significant sites. Both sites are in Phase II and it is believed that neither will turn out to be significant.

2. Tree Farm Pond Project.

Mr. Garman stated that Mr. Baca, Sandoval County Attorney, will present a resolution to the County Commission at the December meeting which will transfer the Flood Commissioner's funds, contract and property to SSCAFCA.

3. Corps Levee Project.

Mr. Garman stated that the Corps contractor is using the Harvey Jones Outlet basin to stockpile materials.

4. Harvey Jones Inlet Cleaning.

Mr. Garman stated that SSCAFCA should plan on cleaning out the inlet

basin before the next rainy season. The initial survey has been completed and approximately 10,000 cubic yards should be removed.

5. Annual Inspection.

Mr. Garman stated that the annual inspection of all facilities has been completed.

The transition joint on the HJ/LN channels was found to be deteriorating and will be further analyzed by NRCS for a solution.

6. Maintenance.

Mr. Garman stated that John Campbell has finished numbering the panels, installed inlet trash racks, repaired gate 9, removed sediment in channel in the DLC and repaired the minor erosion on the Section 14 project.

7. Excess Land.

Mr. Garman stated that all appraisals have been received and averaged out. By his calculations, he feels that a trade of Lots 6, 7, and 8 for Lot 1 and \$40,500 would be a fair trade. Mr. Garman is attempting to set up a meeting with Mr. Corsie of Rio Rancho to see if the rezoning of Lot 1 would be approved before proceeding further.

A motion by Bill Joiner, seconded by James Dorn, to authorize Mr. Garman to negotiate an agreement with Dr. Gross contingent on the zone change and on DFA's approval of the trade, passed unanimously.

A motion by Bill Joiner, seconded by James Dorn, to start the process to sell the southern lots and get DFA's approval was passed unanimously.

8. Old Lease - Barbara Loop.

Mr. Garman stated that SSCAFCA has not been reimbursed for the July 1996 rent and the deposit has not been returned.

It was the consensus of the Board that John Chaney and Bill Joiner talk to Dr. Anderson and Mr. Chavez, Jr. regarding these monies.

VICE CHAIRMAN'S REPORT.

John Chaney welcomed to the meeting Representative-Elect Judy

Vanderstar Russell and Guy McDowell, who is the new director taking office January 2, 1997.

Ms. Russell stated that the Board should prepare a wish list that she can present at the next legislative session. She said that she only asked that it be reviewed with the City of Rio Rancho and the County so that there would not be any duplication.

John Chaney requested that Mr. Metzgar review the per diem amendment that was passed at the last election to see if it would apply to the Board of Directors.

John Chaney reminded the Board that the December meeting will be December 10, 1996.

**DIRECTORS COMMENTS.**

James Dorn stated that the Board should be preparing a wish list for the next legislative session as requested by Representative-Elect Russell. Mr. Garman was directed to prepare such a the list for review at the next meeting.

Mr. Metzgar, legal counsel, stated that SSCAFCA's statute 72-19-22 I may need to be changed which states that the tax levy needs to be certified and submitted to the County Commission by the 15th day of July of each year.

**PUBLIC FORUM.**

Representative-Elect Judy Vanderstar Russell stated that she would be happy to work with the Board on their wish list.

Director-Elect Guy McDowell asked for further clarification on the problem with the old lease. Mr. Metzgar related the history of events.

Ollie Scheflow stated that when he was campaigning for the election, he found that the public did not know about SSCAFCA and that publicity on projects would help.

**CLOSED SESSION.**

A motion by Annette Jones to go into closed session for the purpose of discussion of property negotiations and pending litigation was seconded by James Dorn. Roll call vote: James Dorn, yes; Bill Joiner, yes; Annette Jones, yes; John Chaney, yes. Motion passed 4 to 0.

The Board went into closed session at 2:15 p.m.

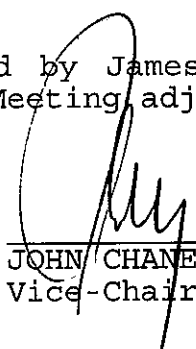
**RESUMPTION OF OPEN MEETING.**

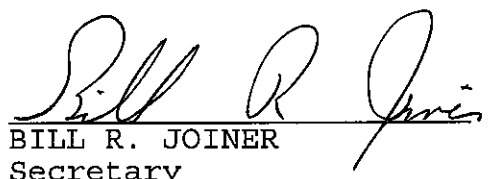
The Board reconvened into open session at 2:35 p.m.

Mr. Chaney stated that no official action was taken.

**ADJOURNMENT**

A motion by Bill Joiner, seconded by James Dorn, to adjourn the meeting was carried unanimously. Meeting adjourned at 2:35 p.m.

  
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JOHN CHANEY  
Vice-Chairman

  
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BILL R. JOINER  
Secretary

Date Approved Dec 10, 1996