

SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY
(SSCAFCA)
MINUTES OF MARCH 18, 1997
REGULAR BOARD OF DIRECTORS MEETING

CALL TO ORDER.

The regular meeting of the SSCAFCA Board of Directors was called to order by Chairman Dub Yarbrough at 1:05 p.m.

Directors in attendance were Bill Joiner, Guy McDowell, James Dorn and Dub Yarbrough. John Chaney 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.

Dub Yarbrough requested that the Phase II feasibility study decision and the Lancor update be incorporated into the Chairman's report and that the Tree Farm Pond Project update will be included in the Executive Engineer's report.

A motion by James Dorn, seconded by Bill Joiner, to approve the agenda as amended, passed unanimously.

APPROVAL OF MINUTES OF FEBRUARY 18, 1997.

A motion by James Dorn, seconded by Bill Joiner, to approve the minutes of the regular meeting of February 18, 1997 as presented, passed unanimously.

SECRETARY'S REPORT.

Barbara Loop Lease Update.

Mr. Joiner stated there was nothing new to report at this time.

TREASURER'S REPORT.

1. Approve Expenditures 2/1/97-2/28/97.

A motion by James Dorn, seconded by Bill Joiner, to approve the reported expenditures of 2/1/97-2/28/97 as presented, carried unanimously.

2. Approve Treasurer's Report 2/28/97.

A motion by James Dorn, seconded by Bill Joiner, to approve the treasurer's report of 2/28/97 as presented, carried unanimously.

LEGISLATIVE UPDATE.

Larry Blair of AMAFCA reported on the status of the Senate Bill 1061 which requested that AMAFCA and SSCAFCA be allowed to have SIDS (Special Improvement Districts). It was introduced by Mr. Aragon and was sent to committee. The committee requested further clarification and that a portion be rewritten. After two attempts with the committee, AMAFCA decided not to pursue it this year but will attempt again with the legislature in two years.

Mr. Blair also reported that the other bill which AMAFCA submitted requested raising its debt limit to \$60M. It was reduced by the committees to \$40M and is expected to pass this session.

It was the consensus of the Board to continue to cooperate with AMAFCA on the SIDS legislation for introduction in two years.

VENADA ARROYO/SSCAFCA INVOLVEMENT.

Mike Castillo of AMREP reported on the progress being made with the Venada Arroyo. Amrep intends to improve the channel from Highway 528 to the Rio Grande. Various meetings have been held, with SSCAFCA being represented at some of the meetings. Mr. Castillo reported that negotiations with Prices Dairy is almost complete.

Mr. Fossenier, Rio Rancho Public Works Director, has designated a sediment disposal area to the east of Rivers Edge III.

Mr. Castillo stated that AMREP is requesting that SSCAFCA take over the maintenance on this channel (from Highway 528 to the Rio Grande)

once its project is complete.

Mr. Garman recommended that the Board accept the maintenance of the Venada Arroyo once the project is completed by AMREP.

There was a discussion by the Board.

A motion by James Dorn to approve the maintenance of the Venada Arroyo Project once it has been completed and after approval by SSCAFCA of the project was seconded by Bill Joiner. Roll call vote: James Dorn, yes; Guy McDowell, yes; Bill Joiner, yes; Dub Yarbrough, yes. Motion passed 4 to 0.

BOND ELECTION.

Bob Strumor of Hughes & Strumor, bond counsel, stated that the rescheduling of the bond election would require compliance with the 180 day requirement. However, Mr. Strumor advised that Sandoval County would be able to provide the machines required for the election and would seek a waiver of the time limit if SSCAFCA still wants the election in June, 1997.

Mr. Garman recommended that the Board reschedule the election after construction on Dams 1 & 4 is under way and the balance of the previous bond monies is much lower than it is now. The balance is presently \$2.7M.

Mr. Yarbrough requested that a vote on the election be postponed until the Chairman's Report as he has further comments he would like to make.

LEGAL COUNSEL REPORT.

1. Excess Lots.

Mr. Metzgar stated that he is working on the publication announcement for the sale of the property. He reiterated that the lots will be sold subject to the approval by the Local Government Division of DFA and/or the Board of Finance.

Mr. Metzgar stated that the method used for the sale will be by sealed bids.

EXECUTIVE ENGINEER'S REPORT

1. Dams 1 & 4 Outfall Project.

Mr. Garman stated that he would like to get approval by the Board to go out for bid for Phase I once the plans and specs are finalized, which will probably be the first part of April, 1997.

Mr. Yarbrough requested that this request be held off until the Chairman's report.

Mr. Garman stated that there are only two properties in Phase II that do not have Permanent Orders of Entry. These properties belong to Mr. Solomon and Mr. Tapia.

2. Tree Farm Pond Project.

Mr. Garman stated that basically the project is completed. The only items still pending is the transfer of the land from Sandoval County to SSCAFCA and minor work by Kirkland Construction.

3. Urban Ponds Project.

Bob Garman stated that the contractor has finished the work in the ditch and the Loma Larga crossing. The pond should be started next week.

4. Dam 1 Maintenance.

Mr. Garman requested permission to start maintaining Dam 1 to prevent vandalism. He stated that neither Sandoval County nor AMREP have a problem with SSCAFCA starting on the maintenance of Dam 1.

The Board indicated its approval of preventative maintenance (for access control) being done at this time.

5. Maintenance Tasks.

Mr. Garman stated that John Campbell has replaced the HJC signs, installed a guardrail and gate at the HJC inlet, repaired a trash rack and beaver deflector, installed a motorcycle barrier at drainage area B, and excavated a new sediment basin on Rio Oso. He reported that the COE is in the process of cleaning the outer HJC basin.

There was a discussion between Mr. Garman and Ed Korzdorfer of NRCS regarding the drainage in the basin.

6. Contract Renewals.

Mr. Garman recommended that the following contracts be renewed for another year:

1. Lamb, Metzgar, Lines & Dahl, P.A., legal counsel
2. John Campbell/Campbell Construction
3. Travis D. Engledge
4. John F. Howden & Associates.

Mr. Yarbrough stated that the contract with John Campbell needs to be amended to include the various implements available for a farm tractor.

There was a motion by Bill Joiner, seconded by James Dorn, to renew John Campbell's contract subject to minor modifications passed unanimously.

A motion by Bill Joiner, seconded by James Dorn, to renew the contracts with Travis D. Engledge and John F. Howden & Associates, appraisers, passed unanimously.

A motion by Bill Joiner, seconded by James Dorn, to renew the contract with Lamb, Metzgar, Lines & Dahl, P.A., legal counsel, passed unanimously.

CHAIRMAN'S REPORT.

1. Urban Ponds Project.

Mr. Yarbrough recommended that the Board proceed with Phase 2 of the Urban Ponds Project which consists of building only part (4,000 cubic yards) of Pond #4 and the outfall, which will accommodate the new outlet and pipeline down to the metering pond at Loma Larga.

A motion by Bill Joiner, seconded by James Dorn, to authorize Bob Garman to proceed with the bid advertising for the building of part of Pond #4 that is required and the outfall based on the engineer's estimate of \$233,500; \$2,500 to complete plans and specifications, \$1,000 for advertising, printing, bidding and awarding the project and \$15,000 for construction administration for a total of \$252,000, which includes a 10% contingency, passed unanimously.

2. Dams 1 & 4 Outfall Phase II Feasibility Study.

Mr. Yarbrough recommended that the Board proceed with a feasibility study on Phase II before giving approval to go out for bid on Phase I. The reason is that, depending on what is recommended and decided on Phase II could cause Phase I to be slightly altered.

Mr. Yarbrough stated that in 1988 Flood Commissioner Wylie originally authorized Easterling & Associates to do a feasibility study, which cost approximately \$34,600 and this study was updated in 1992 for an additional \$4,500, for a total of \$39,100. In SSCAFCA's charter, SSCAFCA is charged with the health, safety and welfare of the public and to minimize the cost of the projects and he is not completely satisfied with the present alignment and recommended that the Board authorize a feasibility study on the Phase II alignment, which should cost approximately \$15,000.

There was a discussion by the Board.

A motion by Guy McDowell, seconded by Bill Joiner, to advertise for requests for proposals for a feasibility study on Phase II of the Dams 1 & 4 Outfall Project, passed unanimously. Bill Joiner and Dub Yarbrough will be part of the committee to evaluate the RFP's.

It was the consensus of the Board to put Phase I and Phase II of the Dams 1 & 4 Outfall Project on hold, except for the archeological study in Phase II which is in the process of being done.

3. Bond Issue.

Mr. Yarbrough stated that he feels the bond election should be delayed at least six months.

It was the consensus of the Board not to have a bond election in June, 1997.

4. Lancor Update.

Mr. Yarbrough stated that a meeting was held Friday, 14, 1997 with Marty Mares, Bob Garman, Bernie Metzgar and himself. It was agreed that SSCAFCA would participate with Lancor on the replatting of the lots to commercial, with SSCAFCA paying its proportionate share, and that the proposed lot trade with Lancor be called off.

DIRECTORS COMMENTS.

James Dorn stated that he would be out of town for the next Board meeting and requested that the meeting be changed.

A motion by Bill Joiner and James Dorn to change the April 15, 1997 Board meeting to April 22, 1997, passed unanimously.

PUBLIC FORUM.

Mr. Korzdorfer reported that the conservation needs assessment meeting was very valuable in assisting with the needs in the area. He thanked the Board for having a representative at this meeting.

CLOSED SESSION.

A motion by James Dorn to go into closed session for the purpose of property negotiations, pending litigation and personnel was seconded by Bill Joiner. Roll call vote: James Dorn, yes; Guy McDowell, yes; Bill Joiner, yes; Dub Yarbrough, yes. Motion passed 4 to 0.

The Board went into closed session at 3:55 p.m.

RESUMPTION OF OPENING MEETING.

The Board reconvened into open session at 4:34 p.m. No official action was taken.

A motion by Bill Joiner, seconded by James Dorn, to hold a special closed meeting for personnel only on March 27, 1997 at 1:00 p.m., passed unanimously.

ADJOURNMENT

A motion by Bill Joiner, seconded by James Dorn, to adjourn the meeting was carried unanimously. Meeting adjourned at 4:35 p.m.


WM. C. YARBROUGH
Chairman


BILL R. JOINER
Secretary

Date Approved _____