

SOUTHERN SANDHILL COUNTY ARROYO FLOOD CONTROL AUTHORITY  
(SSCAFCA)

MINUTES OF JUNE 16, 1998  
REGULAR BOARD OF DIRECTORS MEETING  
1316 JACKIE ROAD, SE SUITE 850

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 Guy McDowell, James Dorn, Bill Joiner, John Chaney, and Dub Yarbrough. Staff members present were David Stoliker, Executive Director, and Pam McGrath, Administrative Secretary. Bernard Metzgar, SSCAFCA's attorney and members of the public were also present.

APPROVAL OF AGENDA.

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

APPROVAL OF MINUTES OF MAY 19, 1998.

A motion by John Chaney, seconded by James Dorn, to approve the minutes of the regular meeting of May 19, 1998 as presented, passed unanimously.

SECRETARY'S REPORT.

None.

TREASURER'S REPORT.

1. Approve Expenditures Report 4/1/98-4/30/98.

A motion by James Dorn, seconded by Bill Joiner, to approve the reported expenditures of 4/1/98-4/30/98 as presented, carried unanimously.

2. Approve Treasurer's Report 4/30/98.

A motion by James Dorn, seconded by Bill Joiner, to approve the treasurer's report of 4/30/98 as presented, carried unanimously.

3. Approve Resolution 1998-10, Ad Valorem Tax Levy for Tax Year 1998 Applicable to General Operating Fund.

Mr. Metzgar reviewed and explained Resolution 1998-10 to the Board. A motion by Bill Joiner, seconded by James Dorn, to approve Resolution 1998-10, Ad Valorem Tax Levy for Tax Year 1998 Applicable to General Operating Fund, carried unanimously.

4. Approve Resolution 1998-11, Ad Valorem Tax Levy for Tax Year 1998 Applicable to Debt Service Fund.

Mr. Metzgar reviewed and explained Resolution 1998-11 to the Board. A motion by James Dorn, seconded by Bill Joiner, to approve Resolution 1998-11, Ad Valorem Tax Levy for Tax Year 1998 Applicable to Debt Service Fund, carried unanimously.

#### LEGAL COUNSEL REPORT.

1. Update on the Resale of Unneeded Row.

Mr. Metzgar stated that SSCAFCA is still waiting for the final approval by the City of Rio Rancho of the replat of Unit 17. Once the replat is approved, SSCAFCA can go forward with the sale of the small slivers of property to individual property owners. Mr. Metzgar stated that he has had calls from at least two property owners who are interested in buying the slivers adjacent to their property and has advised them that they are going to have to replat their own property if they buy the slivers.

2. Board of Directors Election Schedule Summary.

Mr. Metzgar stated that the summary he prepared is for Board information on the various steps in the election. The nomination notice has been published and nominations can be submitted until June 23, 1998. SSCAFCA has to validate the signatures as soon as possible after June 23, 1998. On June 30, 1998, at 4:00 p.m. a drawings will be held for positions on the ballot. The election itself will be conducted completely by the Sandoval County Clerk's Office.

APPROVAL OF LOMA LARGA ROW DEDICATION TO THE VILLAGE OF CORRALES.

David Stoliker presented David Thompson from Avid Engineering.

Mr. Thompson presented reasons to the Board why right-of-way was needed along the Corrales Main Canal for Loma Large Road. A two lane roadway with five foot shoulders and bicycle lanes will start at Cabazon Road at the south end and will connect with the roadway built previously by the Village for connection to 528 and Cabazon Road. It will follow Corrales Main Canal for about five miles north to Camino Todos Los Santos and then turn and hit Corrales Road at the north end just south of the Harvey Jones Channel. The length of the road is about 5.3 miles/8 kilometers.

Mr. Thompson asked that the Board grant an easement or a right-of-way for the construction of the road on SSCAFCA's parcel between Alamos Road and Coronado Road. The easement is shown as 7-3 on sheet 7 of 19 on the maps he presented and totals approximately 8,866 square feet, which is approximately 31 feet in width along the entire length of the property. He stated that number five pond is not impacted at all, but they would have to move the fence and are willing to do that as part of the project.

Mr. Metzgar suggested to the Board that, if the Board is going to do anything, it should grant the property by dedication, and not to grant an easement.

A discussion was held by the Board with the following directions given:

- 1) A field survey must be completed by Avid showing the taking and approved by the Village of Corrales and SSCAFCA;
- 2) Concerns were raised regarding the easements for the storm pipes and access on the north side of the ponds and the fencing and concrete locations. These concerns must be addressed; and
- 3) The necessary documents will be prepared by the Village of Corrales and sent to Mr. Metzgar and Mr. Stoliker for their review.

EXECUTIVE DIRECTOR'S REPORT.

1. Enchanted Hills DMP Review and Discussion.

Mr. Stoliker reviewed the Enchanted Hills DMP submittal status by Cinfran Engineering and stated that the Board agreed to a task order at the last meeting for it to be reviewed by Avid Engineering. Mr. Stoliker stated that he delivered three volumes of the Drainage Management Plan to Mr. Thompson of Avid Engineering.

Mr. Thompson stated that the report is being reviewed. Mr. Pat Stovall, of the City of Rio Rancho, is also reviewing the report. Mr. Thompson has not gotten far enough to give any indication of any conclusions, but he will give the Board a thorough review once it is completed. He was also instructed to look at the construction of the improvements of the Venada Arroyo from 528 to the river and the watershed flows to insure that they are compatible and will not create a future problem.

2. Trinity Estates Update.

Mr. Stoliker stated that Cinfran Engineering has contacted SSCAFCA and will be doing the drainage management plan for the Trinity Estates project. Cinfran provided a scope of work to SSCAFCA and the City of Rio Rancho and it looks satisfactory but Mr. Stoliker has not contacted Cinfran back yet. After Cinfran completes the work, David Thompson will review the submittal. This was approved as part of the 528 watershed, which includes Urban and Tree Farm Ponds. Then Mr. Thompson will update that model to a fully developed flow model. Mr. Stoliker stated that the Village of Corrales has been quiet on this issue pending the report from Cinfran.

3. Project Cost Sharing Updates: 7 Bar Channel and NM 528.

Mr. Stoliker stated that, at the direction of Mr. Chaney, he has worked on trying to get people and entities involved in cost sharing. Mr. Stoliker has contacted Rio Rancho, AMAFCA, AMREP, Intel, Recorp, Chuck Wilkins and other private developers and NMSHTD on the 7 Bar Channel, which runs parallel to 528. Of those, Rio Rancho, AMAFCA and Intel have indicated that they do not have funds to apply on this project. Intel has completed its drainage management plan for their site and does not think they need to contribute to off-site work.

AMREP, Recorp and other private developers have agreed that because they have development in the areas, they will work with SSCAFCA and maybe cost share with SSCAFCA.

NMSHTD is required to do drainage management plans for each crossing along 528 and its policy is for a 50 year event with existing conditions. SCAFCFA wants them to put in structures in accordance with SCAFCFA's drainage policy for 100 year flows for fully developed conditions. NMSHTD has indicated that it would be willing to work share with SCAFCFA. NMSHTD has a certain budget for drainage and as long as they don't exceed the budget, they can shift it to different areas, which can help SCAFCFA. Mr. Stoliker proposed having SCAFCFA perform the DMP analysis for the NM 528 study in the 7 Bar Channel and Montoyas Watersheds and have the NMSHTD complete the remainder (i.e., the Barancas, Lomitas Negras and the Venada). All would be done by SCAFCFA policy - 100 year event at developed conditions.

Mr. Stoliker wants SCAFCFA to allow Mr. Thompson to complete his 528 study and work with the NMSHTD to use their money on the Barancas, Lomitas Negras and Venada and do those studies. NMSHTD would basically become part of a project team and would do studies that SCAFCFA is not doing.

A general discussion was held by the Board.

A general consensus was developed by the Board to continue talks with the NMSHTD to work share as described but to bring it back to the Board for final approval.

4. Review of \$390,000 Task Order for Bohannon Huston for the Montoyas Arroyo DMP, Phase I.

Mr. Stoliker introduced Howard Stone and Craig Hoover from Bohannon Huston. Mr. Stone went over his letter to David Stoliker dated June 8, 1998, and explained each item to the Board.

A lengthy discussion was held by the Board. It was decided that a decision on the task order be postponed until the next regular Board meeting.

5. Legal Counsel Agreement Renewal for Lamb, Metzgar, Lines & Dahl, P.A.

Mr. Stoliker stated that the contract for Lamb, Metzgar, Lines & Dahl, P.A. should have been renewed in March, 1998. A motion by John Chaney, seconded by Guy McDowell, to approve the renewal of the contract effective April 1, 1998 without increase in contract unit prices, carried unanimously.

6. Unit 10 Urgent Issues Agreement Review and Approval.

Mr. Stoliker stated that the draft Memorandum of Agreement on Unit 10 has been sent to the City of Rio Rancho and he requested approval to move forward with the Memorandum of Agreement. Mr. Metzgar suggested that the Board go ahead and approve the Agreement in essence with changes to be made for clarification and form.

A motion by John Chaney, seconded by Bill Joiner, to give David Stoliker the authorization to enter into an MOU based on the draft Agreement, carried unanimously.

7. HJC Sediment Removal Update.

Mr. Stoliker stated that the road has been removed and that the channel had barely been brought into minimum compliance with the original design. He also stated that he was keeping with the standard procedure of staying out of the channel between June 1 and October 1 and, therefore, SSCAFCA would not be doing any more on the sediment problem until the next dry period.

8. Sandoval County Health Insurance Agreement Update.

Mr. Stoliker stated that the Insurance Agreement with Sandoval County was approved.

9. Phase II Progress Update.

Mr. Metzgar stated that he was going to have a meeting shortly with the property owners on the Solomon and Tapia properties that SSCAFCA needs to have easements on for storage of dirt.


Mr. Metzgar stated that the Colborne case is proceeding slowly, but that he has taken the deposition of their appraiser. It doesn't seem that there is any hope of settlement at this time.

REMAINING AGENDA ITEMS.

The remaining agenda items were postponed until the next regular meeting of the Board.

ADJOURNMENT.

A motion by Bill Joiner, seconded by John Chaney, to adjourn the meeting, carried unanimously. Meeting adjourned at 3:10 p.m.

  
BILL R. JOINER  
Secretary

  
WM. C. YARBROUGH  
Chairman

Date Approved 7/21/98