

**SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY
(SSCAFCA)
MINUTES OF FEBRUARY 23, 2007
BOARD OF DIRECTORS SPECIAL MEETING**

CALL TO ORDER.

The special meeting of the SSCAFCA Board of Directors was called to order by Mark Conkling, Acting Chairman, at 9:02 a.m.

ROLL CALL OF DIRECTORS.

Directors in attendance were Mark Conkling, Steve House and Donald Rudy. John Chaney and Dub Yarbrough were noted as absent. David Stoliker, Executive Director, Bernard Metzgar, SSCAFCA's attorney, and members of the public were also present.

PLEDGE OF ALLEGIANCE.

The Board was led in the Pledge of Allegiance by Mark Conkling.

APPROVAL OF AGENDA.

A motion was made by Steve House to approve the Agenda as presented. It was seconded by Donald Rudy and passed unanimously.

ANNOUNCEMENTS.

Announcements were made by Mark Conkling that all electronic devices needed to be turned off during the meeting.

EXECUTIVE DIRECTOR'S REPORT.

1. **Canvass Bids for Sediment Removal Phase One/Award of Contract.**

Mr. Clint Dodge, of ASCG, stated that this is the Dulcelina Curtis inlet at the Lomitas Negras Channel, Lot B. Northern Boulevard Sediment basin is Lot C. This was bid as two separate lots, each of which could be awarded separately. The intent at the time was to try to get the lowest bids for the public. They received four bids. The low bidder for Lot B was Romero Trucking; the low bidder for Lot C was AJAC Enterprises. The bid had some anomalies. AJAC Enterprises, Moore and Cower and Quick Brothers Excavating bid more than 10% for one of the bid items - bid item #1, which is a general mobilization, de-mobilization bid item. The second anomaly has to deal with the addendum issued to require the contractor to deliver 21,000 cubic yards to Dam #1 to use in the grading project and fill erosion along 528. There was some confusion as to who was going to put that in, as a consequence, they wanted to get that out of future projects and get rid of that conflict. Secondly, FEMA has a checklist that must be certified that requires certain separation of the disposal site from the nearest well. Staff negotiated with the contractors immediately after the bid opening to decide what to do about this, and the decision was to take it out of future projects. The recommendation is that the removal of that particular requirement in the bid does not reduce the amount of sediment; it just removes the requirement to place it in a certain location. This will be accomplished by a change order that will be executed at the same time as the contract.

Romero Trucking bid about 8% lower than ASCG's estimate. Everything on their bid is in order. Their recommendation for Lot B is to award Romero Excavating and Trucking in the amount of \$238,572.22, which is their base bid, plus gross receipts tax, concurrently with the change order to remove the restriction on where they can place some of that material. They have checked AJAC's bid and everything is in order. Their recommendation for Lot C is to award AJAC the contract, waiving the 10% requirement for bid item #1, and award it concurrently with change order #1 to remove the restriction on where to place the sediment.

A motion was made by Donald Rudy to award Romero Excavating and Trucking the contract for Lot B as presented. It was seconded by Steve House and passed unanimously.

A motion was made by Steve House to award AJAC the contract for Lot C as presented. It was seconded by Donald Rudy and passed unanimously.

2. Action/Approval of Audit Report.

Mr. Baird stated that the auditor required an expanded management discussion and analysis. SSCAFCA fulfilled this requirement. He stated that SSCAFCA's net assets increased by \$6.6 million, most of which was the land donated by AMREP.

A motion was made by Donald Rudy to accept the audit report as presented. It was seconded by Steve House and passed unanimously.

3. Discussion of Wallen Park.

Mr. Stoliker stated that Wallen Park is located just to the west of Tulip/Idalia, south of Northern, west of Unser and in an area that has been growing rapidly. About a year ago the developer got approval to grade the site and it is graded today. No approvals have been given for drainage for this site, either from the City or SSCAFCA. This creates a concern about run-off from this site that needs to be addressed before the monsoon season hits because it could affect the adjoining property owners. He stated that this area is included in the Black's Watershed. There are a couple of issues - first is that it is a small part of a large watershed. The development is about 2/3 of the way up the watershed. SSCAFCA's policy is that the developer must accept fully developed conditions from upstream, which the developer has done. This causes problems because it comes from natural ground through a paved subdivision and the City is concerned about taking the dirt on the paved area. The second issue is that the developer has to take all the flow from his site and reduce it or keep it at existing or historic. This has been done by putting the water in a pond. All the surrounding roads, except for the road he is going to pave, are dirt. The flows will have less sediment and will be released onto dirt roads. The flow could erode the roads in a 100 year event. The developer is going to help SSCAFCA with some existing conditions.

Mr. Brian Speicher, of Community Sciences, stated that they were going to put a new pond in another location, besides the pond by Sugar Dam. They wanted to do a surface flow to that and have it controlled release at undeveloped conditions on its property. Their numbers are inflated for what is out there at this time. The City of Rio Rancho does not want them to have any surface flow. They have come up with a new plan for a storm drain inlet, with a sediment catch basin. Bring it down underground and release it. The historic pattern on the water now would flow right into a house that has been built in the way. They can't release it historically and now must move the path. The house went up after the first set of construction plans was done.

BOARD OF DIRECTORS SPECIAL MEETING

FEBRUARY 23, 2007

Mr. Stoliker stated that the ultimate solution is to put in a pipe. It's just a matter of money and who should pay. Mr. Speicher stated that it would cost \$600,000.00 to put in the 60 inch pipe. Another solution would be to grade above Sugar Dam and take the flows to the dam. Mr. Dodge stated that Sugar Dam is already at capacity. If water is diverted, it will impact Sugar Dam.

Mr. Speicher stated that they are looking at having the pipe as flat as they can make it, and have it match the existing velocity with whatever energy dissipaters they can put in the area. To do that, they will have to curb the street just in this section. They are designing it that way. Right now, 10th Street does not have a stand up curb on the east side. They have two ponds in the subdivision. There is a sanitary sewer running five feet deep in one of the ponds. They understand that the ultimate solution to fix this is to have a storm drain one way or another. They are going to give SSCAFCA a ½ acre lot, plus they are willing to dig out 55,000 cubic yards of dirt from SSCAFCA's ponds.

Mr. Stoliker stated that staff is recommending approval with the conditions that the project will pass through fully developed upstream flows, collect and pond on-site flows and release at historic, place these flows in a pipe with an energy dissipater that they will construct to go under 10th street and release these flows into a location beyond the existing home across from the development. The ponds will be owned by the City with an easement to SSCAFCA.

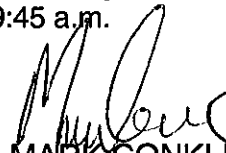
A motion was made by Steve House to approve the development as presented, contingent upon the final verification of all of the engineering data, that the ½ acre be donated to SSCAFCA, that SSCAFCA accept the donation, that they take up to 55,000 cubic yards out of one of the two dams. It was seconded by Donald Rudy and passed unanimously.

OTHER BUSINESS.

None.

ADJOURNMENT.

A motion was made by Steve House and seconded by Donald Rudy to adjourn the meeting. It was carried unanimously. Meeting adjourned at 9:45 a.m.


MARK CONKLING
Acting Chairman


DONALD RUDY
Secretary

DATE APPROVED: 4/20/07

C:\Documents and Settings\Authorized User\My Documents\Board Meeting Minutes\Minutes.2.23.07.doc