

**SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY  
(SSCAFCA)  
MINUTES OF JANUARY 17, 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, Chairman, at 9:03 a.m.

**ROLL CALL OF DIRECTORS.**

Directors in attendance were John Chaney, Mark Conkling, Donald Rudy and Dub Yarbrough. Steve House was 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.**

Mr. Chaney stated that Item J under the Executive Director's report, Wallen Park Drainage Report and Cost Share Proposal is delayed by the lack of engineering studies and he removed this matter from the Agenda until the studies are available. He also stated that under the Attorney's Report, the discussion of the release and termination of easement for Loma Large Road, has been delayed due to the inability of an Executive Committee meeting to be held prior to this meeting and, therefore, he removed this matter also. Mr. Stoliker stated that the presenter of Item 4 under the Executive Director's Report, Presentation of Watershed Restoration Action Strategy was unable to be here today and he asked that this item be removed as well. Mr. Chaney asked that the agenda be approved as amended.

A motion was made by Donald Rudy to approve the Agenda as changed. It was seconded by Dub Yarbrough and passed unanimously.

**ANNOUNCEMENTS.**

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

**SWEARING IN OF NEWLY ELECTED BOARD MEMBER, JOHN CHANEY.**

Mr. Chaney was sworn in as Chairman.

**ELECTION OF OFFICERS.**

1. Chairman of the Board of Directors/President of the Authority.

Mr. Conkling nominated John Chaney to serve as Chairman and President of the Board of Directors for the year 2007. It was seconded by Donald Rudy, who also moved that the nominations be closed. No other nominations were made and Mr. Chaney was elected unanimously.

2. Chairman Pro Tem of the Board of Directors/President Pro Tem of the Authority.

Mr. Chaney nominated Mark Conkling to serve as Chairman Pro Tem and President Pro Tem of the Board of Directors for the year 2007. It was seconded by Donald Rudy. No other nominations were made and Mr. Chaney was elected unanimously.

3. Secretary of the Board of Directors.

Mr. Conkling nominated Steve House to serve as Secretary of the Board of Directors for the year 2007. It was seconded by John Chaney. No other nominations were made and Mr. House was elected unanimously.

4. Treasurer of the Board of Directors.

Mr. Conkling nominated Donald Rudy to serve as Treasurer of the Board of Directors for the year 2007. It was seconded by John Chaney. No other nominations were made and Mr. Rudy was elected unanimously.

**ASSIGNMENT OF COMMITTEE MEMBERSHIPS BY THE CHAIRMAN.**

Mr. Chaney made the following committee appointments:

1. Budget Committee.

Mr. Chaney appointed Donald Rudy, Dub Yarbrough, Perry Baird and David Stoliker to the Budget Committee. He appointed Steve House as the alternate to the Board members.

2. Personnel Committee.

Mr. Chaney appointed Steve House, Dub Yarbrough, Bernie Metzgar and David Stoliker to the Personnel Committee. He appointed Donald Rudy as the alternate to the Board members.

3. Executive Committee.

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Mr. Chaney appointed John Chaney, Mark Conkling, Bernard P. Metzgar, and David Stoliker to the Executive Committee. He appointed Dub Yarbrough as the alternate to the Board members.

4. Mid Region Council of Governments (MRCOG) Representative.

a. Water Resources Board.

Mr. Chaney appointed Donald Rudy to the MRCOG Water Resources Board. He appointed David Stoliker as the alternate.

b. Executive Board.

Mr. Chaney appointed Donald Rudy to the MRCOG Executive Board. He appointed David Stoliker as the alternate.

c. Metropolitan Transportation Board.

Mr. Chaney appointed Donald Rudy to the MRCOG Metropolitan Transportation Board. He appointed David Stoliker as the alternate.

5. Additional Assignments.

Mr. Chaney stated that he would like to appoint Steve House to the Boundary Expansion board, with Donald Rudy serving as the alternate; and he appointed Donald Rudy to work with the lobbyists and keep the Chairman up to date. He appointed Steve House as the alternate. Mr. Rudy stated that he and Steve House have been working closely together on these issues.

**RESOLUTIONS FOR APPROVAL.**

1. Resolution 2007-1, Notice for Meetings.

Mr. Stoliker presented Resolution 2007-1 and stated that there are no changes from the previous year. A motion was made by Mark Conkling to approve Resolution 2007-1 as presented. It was seconded by Donald Rudy.

Roll call vote: John Chaney, yes; Mark Conkling, yes; Donald Rudy, yes; and Dub Yarbrough, yes. The motion passed 4-0.

2. Resolution 2007-2, Designation of Official Newspaper.

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Mr. Stoliker presented Resolution 2007-2. He stated that there has been a change in this resolution in that staff recommends that the Albuquerque Journal be the main paper for SSCAFCA 's official newspaper and that The Observer be the second paper. A motion was made by Mark Conkling to approve Resolution 2007-2 as presented. It was seconded by Donald Rudy.

Roll call vote: John Chaney, yes; Mark Conkling, yes; Donald Rudy, yes; and Dub Yarbrough, yes. The motion passed 4-0.

3. Resolution 2007-3, Check Signing Authorization.

Mr. Stoliker presented Resolution 2007-3 and stated that there were no changes. A motion was made by Mark Conkling to approve Resolution 2007-3 as presented. It was seconded by Donald Rudy.

Roll call vote: John Chaney, yes; Mark Conkling, yes; Donald Rudy, yes; and Dub Yarbrough, yes. The motion passed 4-0.

4. Resolution 2007-4, Designation of Legal Holidays.

Mr. Stoliker presented Resolution 2007-4. He stated that the Executive Committee asked that Christmas Eve be removed as a holiday recognizing that the Executive Director may have the discretion to let staff out early on that day. A motion was made by Mark Conkling to approve Resolution 2007-4 as presented. It was seconded by Donald Rudy.

Roll call vote: John Chaney, yes; Mark Conkling, yes; Donald Rudy, yes; and Dub Yarbrough, yes. The motion passed 4-0.

**EXECUTIVE DIRECTOR ' S REPORT.**

1. Wallen Park Drainage Report and Cost Share Proposal.

This matter was removed as noted above.

2. Action/Acceptance of Northern Price ' s Dairy Drainage Master Plan.

Mr. Stoliker stated that there are six issues with regard to Northern Price ' s Dairy. Staff has reviewed the plan and it is fine, but staff is going to ask for a one year acceptance so that if they don ' t start construction within the year, they must resubmit for approval. Sarah Levy stated that they are doing commercial and industrial in the area. Mr. Stoliker stated that staff is going to ask them to help SSCAFCA get the remainder of the easement all the way down to the river, and they have agreed to do this. None of the area is residential, but there is some debate as to whether they will build apartments in the area.

Ms. Levy stated that their plan right now is to build the drop structure and outlet at the Venada to design both of them with the Wal-Mart development. Mr. Chaney stated that he thought the Board might want to require some sort of financial guarantee, or ask the City to provide some sort of financial guarantee from the developer with regard to this project because of the problem in The Orchards development.

Mr. Metzgar stated that SSCAFCA had originally felt that the entity that could bring the most pressure on the developer with regard to The Orchards problem is the Town of Bernalillo. Staff told the Town that the developer was not complying with its agreement with SSCAFCA and asked them to take action. Mr. George Perez, the town attorney, told him that they would send a letter to The Orchards developer and that he would send Mr. Metzgar a draft of the letter and then send it out once he had the information from the Town. The Town had indicated to Mr. Perez that under the developer's agreement with the Town, it required that they comply with all drainage requirements that SSCAFCA would impose. They felt that they were definitely within their right to notify the developer of what they were going to do, which was not issue any more building permits. He has not received the draft letter as of today. Because of that, he asked Mr. Stoliker to send a letter to the Town of Bernalillo to ask him to arrange a meeting to see if that letter could get out. Mr. Stoliker's letter just went out last week and there has been no response yet. No construction has begun.

Sarah Levy stated that they do financial guarantees for the City of Albuquerque and she believes that the developer on this project would be more than willing to do that for this project. Mr. Metzgar stated that this has not been done in the past. The reason this is being raised is because of what happened with The Orchards development. Mr. Conkling stated that this should be required by SSCAFCA in all instances. Mr. Stoliker stated that Bernalillo County does require financial guarantees; however, to do them it takes a lot of effort. In Bernalillo County, you can either build the infrastructure up front, or they can provide a financial guarantee.

Mr. Rudy stated that he would like to have a meeting with other governmental agencies and possibly a formal agreement that they will require these controls and enforce them, along with the other mechanisms they have for guaranteeing that the infrastructure is completed. Mr. Metzgar stated that if the Town does not have the ordinances to do this, and SSCAFCA makes the agreement contingent on them having it, it could take some time. Mr. Metzgar stated that since they don't know if Bernalillo has the ordinance in place to do this kind of thing, that they ask first and if they don't then SSCAFCA goes ahead and approves and then looks at the various entities SSCAFCA deals with to see if they can get some kind of agreement to see if their financial guarantees can be amended to include drainage.

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Mr. Conkling stated that SSCAFCA could ask that this particular drainage structure be built prior to the opening of the first business day. It's not a financial guarantee, but it is a conceptual guarantee. Sarah Levy stated that they would agree to that because it has to be built anyway. Mr. Stoliker stated that his understanding of the agreement is that it would be a one year approval and if construction is not started within one year, they come back. He stated that Mr. Yarbrough has asked for maintenance access on the northern part and that will be provided. They will also provide drainage easements of the fee simple ownership to SSCAFCA over the land provided by the Town from Sheriff's Posse Road to the Rio Grande; to authorize the Chairman to sign any easements or right-of-way documents; authorize the Executive Director to sign off on the construction plans.

A motion was made by Mark Conkling to accept the Northern Price's Dairy Drainage Master Plan subject to the conditions discussed above. It was seconded by Donald Rudy and passed unanimously.

3. Action/Acceptance of Sanitary/Sewer crossing of the Venada Arroyo for Northern Price's Dairy.

Mr. Stoliker stated that the request for the crossing in the Venada Arroyo is for a sanitary sewer. The Developer will install it, the Town will be responsible for it, SSCAFCA will sign off on the construction plans, and the easement must be forwarded to the Town. Bob Foglesong also added to the agreement itself that if the Town ever wanted to assign this, SSCAFCA is okay with that as long as the Town has oversight and control of said third party and the Town remains ultimately responsible for such maintenance. Bob Foglesong stated that the way the sewer line will go in, it will actually be protected by drop structure upstream and downstream so the arroyo should not scour lower than those two drop structures. The sewer line will actually be about five or six feet below the invert of the arroyo. Mr. Stoliker stated that the sewer line is going to be buried, put into a casing, and with the drop structures, the line will be protected as much as it can be.

A motion was made by Donald Rudy to accept the Sanitary Sewer Crossing as presented. It was seconded by Mark Conkling and passed unanimously.

4. Presentation of Watershed Restoration Action Strategy.

This matter was removed as noted above.

5. Discussion of SSCAFCA's Drainage Policies and City of Rio Rancho's Development Process Manual Drainage Section.

Mr. Stoliker stated that staff has been told by the Board that they want staff to look at SSCAFCA's drainage policy and update it to include LEE line and other items. Staff has identified several items to be included in the policy. They want a public domain

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hydrology model. The current model is owned by a private citizen, Cliff Anderson, who has moved back east. The US Army Corps of Engineers has one and staff wants to allow for that one. Mr. Conkling stated that this would mean that it is available to anyone to use. Mr. Dodge stated that the model being proposed is the Corps of Engineer model, which is a standard of the industry. There have been local test cases run, and accuracy wise they are comparable, however, HMS is more proven.

Mr. Stoliker stated that the way he would like to set this up is to get developers and engineers involved and the City up to speed. There will be two task orders needed for this and are on the agenda for approval later. They are Task Order B, ASCG 's for Drainage Policy update investigation for \$45,000.00 and Task Order I, Bohannon-Huston, adoption of flood and erosion control procedures for \$77,400.00. The idea is to form a group and have them lead staff through what will be needed.

Mr. Stoliker stated that staff has also prepared a checklist of what a developer must have in order to show that they are finished with all of their design. Howard Stone is going to work on the adoption of the sediment erosion control guide. Mr. Howard Stone stated that the objective is to take the manual that AMAFCA currently has and change it somewhat to what SSCAFCA wants to do in its jurisdiction. One of the biggest changes is to get rid of a procedure in the manual that addresses the prudent line, which is very easy to misinterpret. Also, it adds a little more teeth to the LEE line documentation and there will be more justification as to why it is appropriate for what SSCAFCA is using. In the end, SSCAFCA will have a document for design with guidelines specifically for its use.

Mr. Conkling stated that this is the policy upon which much of SSCAFCA 's other requirements stand or fall. The impact of the LEE line on the value of property and the ability to build, the ability to put governmental regulation on private lives get wrapped up in the LEE line study. He asked that they be mindful of the impact of what is recommended and not just copy AMAFCA 's hardlined arroyo LEE line thinking. Mr. Rudy stated that one of SSCAFCA 's considerations on implementing the LEE line is that SSCAFCA have a process for modifying the LEE line as development continues, and as other flood control facilities get built and implemented. Mr. Chaney stated that modifications of the LEE line requires additional resources on behalf of the developer before it can be approved by the Board; this is where the modification of the LEE line comes into play. Mr. Conkling stated that the whole issue of establishing the LEE line can be thoughtfully articulated. The engineering approach to a LEE line is totally different than Watershed Park; however, they are not incompatible. There are many impacts on the establishment of a LEE line.

Mr. Dodge stated that right now they are proposing three public meetings to go over the costs of trying to move forward. He is well aware that the LEE line is a charged concept because it affects people 's property. Mr. Chaney stated that last year developers in Rio Rancho had the ability to go in and do mass grading without any erosion control. During a major storm, a lot of that sediment goes rushing into SSCAFCA 's facilities which

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caused SSCAFCA to spend over \$1 million of the taxpayers' money to clean. If SSCAFCA has development guidelines to which developers must adhere, that will save money. Mr. Conkling stated that this is a legitimate health and safety issue for the public.

Mr. Stoliker stated that the next issue is trash. The way the facilities are being designed is that they are "necking" everything down, which means that trash can get into the facilities and clog them up. Staff is looking at trash as being a big issue in the future. Mr. Stoliker stated that they are going to be looking at the performance bond issue as well. The next item is jurisdiction specific precipitation maps. The maps that SSCAFCA currently uses were developed for Bernalillo County with a little ancillary extrapolation into Sandoval County. Howard Stone will do that as part of his contract.

The next item is provisions establishing a land bank/mitigation bank/conservancy trust program. He stated that the Corps of Engineers came in on the Sportsplex Dam development being done by Pulte and told them that they will never let them take an arroyo and convert it into a channel in the future. Developers will have to mitigate that removal of open space in the future. He stated that it might be possible to create a preserve area for a future dam site. Mr. Conkling stated that he would rather have a smaller piece of land than an entire square mile of open space.

Mr. Stoliker stated that the developers are coming in for review and he feels that it is at the point that SSCAFCA needs to start looking at charging developers for the time and effort that staff puts into reviewing the development. This does two things - it makes the developer pay for the work, plus it makes them do it right the first time. They are having real problems with developers coming in more than four times and each time there is something wrong. It's a waste of time to keep letting them do this. The office of the state engineer charges 1% of the capital costs for the project for such a review. The negative side of this is that the public is already paying for SSCAFCA's services. Mr. Rudy stated that the argument would go more toward the fact that the developers are paying more for the flood control going into the project and this could simply be a part of that cost. Mr. Stoliker stated that right now SSCAFCA is the developers' quality control. Mr. Chaney stated that SSCAFCA is protecting the public and is not here to provide a service to the developers. Mr. Conkling stated that he would like SSCAFCA to be a creative leader in the community and that charging is a bureaucratic response that should be rethought.

Mr. Stoliker stated that Item 10 is to adopt a process for SSCAFCA's policies. Staff's idea was to adopt Albuquerque's policy generally and make changes that SSCAFCA might need.

6. Discussion of NPDES Storm Water Permit Application.



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Mr. Stoliker informed that Board that USEPA has directed all MS4 ' s to reissue their Storm Water NPDES permits. SSCAFCA is in the process of doing this and it will be brought back to the Board for public input and approval prior to submittal.

**CONSENT AGENDA.**

**Action/Approval of the Minutes of November 17, 2006.**

A motion was made by Mark Conkling to approve the minutes of November 17, 2006 as presented. It was seconded by Donald Rudy and passed unanimously.

**ATTORNEY ' S REPORT.**

Mr. Metzgar stated that the issue he was going to discuss was taken off of the agenda because the MOU that was originally signed with Corrales, where they had agreed to build a pond on the northern end has not been done. Rather than give them the release of the 40 foot easement, SSCAFCA wants to talk to them first about when the ponds will get done. The MOU talked about Corrales doing that Northern Pond. The Executive Committee said that SSCAFCA staff needs to approach Corrales concerning that Northern Pond and then the parties can talk about the release of the 40 foot easement.

**CHAIRMAN ' S REPORT.**

Mr. Chaney stated that he is concerned about the expansion of SSCAFCA ' s boundaries and the political manipulations that SSCAFCA is facing. This Board requested that studies be done by the Town of Bernalillo and Sandoval County prior to any legislation being submitted to the state legislature. This was totally ignored and now legislation is being presented to the legislature to expand SSCAFCA ' s boundaries without SSCAFCA ' s consent. He is not necessarily opposed, but he is opposed if SSCAFCA doesn ' t have the resources to do the job. He believes it is unfair to the taxpayers in Rio Rancho and Corrales to have to carry this burden. He would like to suggest that SSCAFCA ' s lobbyist make the Board ' s opinions well known in the legislature, even to the point of asking that the legislation be defeated.

Mr. Rudy asked if it would be to SSCAFCA ' s advantage to have a meeting with the legislators in the area. He will communicate to the lobbyists that SSCAFCA needs to take whatever action is necessary to forestall any action on the legislation. Mr. Metzgar stated that the lobbyists need to know that Debbie Hayes is back in town so that they can have their meeting with her. The lobbyists have a long-standing working relationship with Ms. Hayes and SSCAFCA can get a feeling after the meeting as to how much and how hard the County wants to push the issue. SSCAFCA will then know how to move forward.

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Mr. Conkling stated at the interstate entrance to Placitas there is a drainage control feature which is a major protection. The money is in the County budget to build what needs to be done, but the parties involved cannot agree on who will maintain it. If they can agree on who will maintain it, the expansion of SSCAFCA's boundary becomes much easier. Mr. Metzgar stated that David Stoliker's big issue was the maintenance of that facility and SSCAFCA was concerned that the maintenance would be placed on SSCAFCA.

**BOARD OF DIRECTOR'S COMMENTS.**

None.

**PUBLIC FORUM.**

None.

**RECOGNITION/ACKNOWLEDGMENT OF THE TREASURER'S REPORT FOR DECEMBER 31, 2006.**

Mr. Rudy stated that the Treasurer's Report is available for review by the Board. There were no questions on the report and it was acknowledged by the Board.

1. **Action/Acceptance of \$4 Million Bond Issue.**

This matter was deemed moot.

2. **Award/Adoption of Bond Sale Resolution 2007-5.**

Mr. Powers stated that seven bids came through on the computer through the website used for bidding. The bidders were Wells Fargo Brokerage, Harris NA (bank out of Chicago); Morgan Keegan & Co. (a regional brokerage firm); Hyper Jaffrey (a regional brokerage firm); RBC Capital Markets (a national brokerage firm); Stephen Nicholas & Co. (a regional brokerage firm); and Zions First National Bank (bank securities operation in Utah). They also had one additional bid that came in the old fashioned way on paper, The Baker Group (a firm that does portfolio management for community banks). The bids have been verified by his office and the top three bids check out to be exactly what the computer calculated them at. The Baker Group bid was an interest rate of 3.927136%, which puts them in 8th place. They recommend that the Board accept the best bid of Wells Fargo Brokerage at 3.832%. The last time SSCAFCA sold bonds in 2005, SSCAFCA received seven bids and the TIC on that sale was 3.79%, so this is pretty much in the same ballpark.

Mr. Bob Strumor, bond counsel for SSCAFCA, stated that they have drafted a resolution which incorporates the above. The draft leaves in blank the numbers and the

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name of the purchaser. They intend to make the changes at his office and have them emailed to SSCAFCA. SSCAFCA could adopt the resolution as drafted subject to the inclusion of the numbers. The final document will be at SSCAFCA within about 30 minutes.

A motion was made by Mark Conkling to adopt Bond Sale Resolution 2007-5 as presented. It was seconded by Donald Rudy.

Roll call vote: John Chaney, yes; Mark Conkling, yes; Donald Rudy, yes; and Dub Yarbrough, yes. The motion passed 4-0.

A conference call was held with Moody's with regard to SSCAFCA's rating. It was a very thorough investigation and the examiner was very impressed. The report was very positive and the A-1 rating of SSCAFCA was confirmed. In conversations with the examiner, there is a strong probability with continued growth in the tax base and continued sound fiscal operations at the general fund level, the next time SSCAFCA sells bonds, there may be an opportunity for an upgrade in SSCAFCA's rating, which would take it into the AA category and SSCAFCA would be noticed by a different buying level.

3. Action/Approval of Task Orders from Bond Funds:

a. ASCG, Inc. for Sunset Dam Design for \$61,000.00.

Mr. Stoliker stated that the basic services for this task order are \$41,000.00 in a time and materials contract with another \$20,000.00 if a Corps permit is needed. Mr. Dodge stated that there are three dams proposed at Idalia. The task order is to do the actual design work on the Sunset Dam. The survey has already been done. The Wallen Park Subdivision is already in the area and part of what they will do is match their schedule so that the dam can be built partially by that development in conjunction with the construction.

A motion was made by Mark Conkling to approve the task order for \$61,000.00 as presented. It was seconded by Donald Rudy and passed unanimously.

b. ASCG, Inc. for Drainage Policy Update Investigation for \$45,000.00.

Mr. Dodge explained this task order.

A motion was made by Mark Conkling to approve the task order for \$45,000.00 as presented. It was seconded by Donald Rudy and passed unanimously.

c. ASCG, Inc. for Dam #1 Grading for \$37,000.00.

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Mr. Dodge stated that this project will catch all the runoff from the area around Dam west of the Thompson Fence Line and put it into a small existing pond and eventually into the Montoya ' s Arroyo.

A motion was made by Mark Conkling to approve the task order for \$37,000.00 as presented. It was seconded by Donald Rudy and passed unanimously.

- d. ASCG, Inc. for Corrales Escarpment Drainage Facility Plan & Design for \$37,300.00.

Mr. Dodge stated that there is a lot of local erosion in this area because the houses were built with little attention to drainage. The project is to look at the actual problems that are occurring and come up with a plan how to resolve everything identified. This is all below the Thompson Fence Line in Corrales.

A motion was made by Mark Conkling to approve the task order for \$37,300.00 as presented. It was seconded by Donald Rudy and passed unanimously.

- e. ASCG, Inc. for Rio Oso – Dulcelina Curtis Upgrade for \$80,400.00.

Mr. Dodge stated that there is a project to take water from a small pond into the Dulcelina Curtis. This is an area of marginal freeboard. This task order will look at those hydraulics and come up with an entry structure that doesn ' t exceed the freeboard. Part of this will also fill in the overflow spillways that were built into the channel by SCS.

A motion was made by Mark Conkling to approve the task order for \$80,400.00 as presented. It was seconded by Donald Rudy and passed unanimously.

- f. ASCG, Inc. for Lisbon Channel Improvements Design for \$32,000.00.

Mr. Dodge stated that this task order is to look at the area where it is deep and narrow and there was damage to the existing drop structures. It is to design drop structures to put into the reach. The idea is to do a generic drop structure that would fit within this right-of-way and within the configuration and build however many they have enough money for. The City is also looking for money to help with these structures. They propose to use TC Engineering as a sub to help with the design workload.

A motion was made by Mark Conkling to approve the task order for \$32,000.00 as presented. It was seconded by Donald Rudy and passed unanimously.

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- g. ASCG, Inc. for Venada Arroyo Improvements Design for \$24,100.00.

Mr. Dodge stated that the main Venada Arroyo is protected around the first bend with rip rap and it did fine in the rainy season. The next bend did not do too well as it had a major meander and cut away the bend and is endangering private property. The idea is to extend the bank protection around that corner to protect the property. Mr. Stoliker stated that there was \$50,000.00 set aside for this. They expect that they will do the improvements with general fund money and use the rest of the bond funds to help with the Judicial Complex that Sandoval County had the issue with. Mr. Rudy stated that he would like to hold off on the Judicial Complex issue at this time.

A motion was made by Mark Conkling to approve the task order for \$24,100.00 as presented. It was seconded by Donald Rudy and passed unanimously.

- h. ASCG, Inc. for Miscellaneous Rio Rancho School Drainage Projects for \$20,000.00.

Mr. Dodge stated that the idea here is to meet with the facilities director who has several concerns on many of these projects and help identify the high priority projects.

A motion was made by Mark Conkling to approve the task order for \$20,000.00 as presented. It was seconded by Donald Rudy and passed unanimously.

- i. Bohannon-Huston for Adoption of Flood and Erosion Control Procedures for \$77,400.00.

Mr. Stoliker stated that he would like to let Howard Stone go through his task order for adoption of flood and erosion control procedures for \$77,400.00.

Mr. Stone stated that they will take two existing documents, one is Chapter 22 of the City of Albuquerque DPM, which is a technical document that hydrology and hydraulic principles and how those procedures are used in their area. One-third of this will be coordination and presentations. Mr. Conkling stated that he was of the feeling that staff could handle this project. Mr. Stoliker stated that Howard Stone and Clint Dodge are as good as SSCAFCA is going to get because they know SSCAFCA so well. SSCAFCA will have the full resources of both firms behind it on this project. Mr. Stone stated that he would like to see an amendment to the City's manual that dictates how you do design and analysis of channels, storm drains, etc. to be used by any engineer in the jurisdiction. The second document is the sediment and erosion guideline that will equally adopt that in the same area.

A motion was made by Mark Conkling to accept the task order as presented. It was seconded by Donald Rudy and passed unanimously.

j. Bohannon-Huston for GIS/CAD Infrastructure Upgrade for \$24,500.00.

Mr. Stoliker stated that this will help provide mapping and the equipment to do the mapping. Mr. Dodge stated that SSCAFCA can't utilize the data right now because it doesn't have the software that can handle the program. This will provide the training to allow staff to use the program.

A motion was made by Mark Conkling to approve the task order for \$24,500.00 as presented. It was seconded by Donald Rudy and passed unanimously.

4. Recognition of \$770,000.00 for Sediment Removal from 2007 Bond Funds.

Mr. Stoliker stated that sediment removal costs were causing a cash flow problem and he is requesting utilization of \$1 million of bond funds to supplement sediment removal and reimburse with FEMA funds when reimbursement occurs. General consensus was given from the Board.

**FOR YOUR INFORMATION.**

Mr. Stoliker stated that the following was for Board information only and/or contained in the Board's packets:

1. December 19, 2006 Correspondence from Concrete Reinforcements, Inc. "Notice of Right to Claim Lien" for Sportsplex Dam Site.
2. December 19, 2006 Correspondence from Faith Engineering, Inc. Regarding Notification of Proposed Stage II Ground Water Abatement Plan at Former Price's Bernalillo Dairy.
3. Expansion of SSCAFCA's Boundary.
4. City of Rio Rancho Resolution Supporting SSCAFCA Legislative Funding Request.
5. December 4, 2006 Executive Committee Meeting Minutes.
6. December 18, 2006 Unit 16 South Meeting Minutes.
7. December 19, 2006 Executive Committee Meeting Minutes.
8. December 20, 2006 Personnel Committee Meeting Minutes.

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9. December 19, 2006 Three Letters to the U.S. Army Corps of Engineers Seeking Assistance.
10. The Sportsplex Dam Project has received the 5th payment application for \$149,363.66. This brings the total to date to \$1,948,991.90 which represents 43% of the total project cost. We are 159 days into the project with a scheduled completion at 485 days.
11. The following infrastructure plans were signed by the Executive Director:
  - a. Ocotillo Hills Subdivision, located west of Broadmoor and north of Fruta Road comprising 14.8 acres with 44 dwelling units; the Executive Director signed the mylars on December 5, 2006;
  - b. Loma Colorado Units 6A & 6B, comprising 27.24 acres with 83 dwelling units, the Executive Director signed the mylars on December 18, 2006.
12. A Task Order for \$6,300.00 was signed on January 10, 2007 for Dam No. 1 Grading Survey.
13. January 10, 2007 Contract renewal letter to RBC Capital Markets.
14. January 19, 2007 Correspondence to Stephen Jerge regarding the Santiago Subdivision - Lack of Water Quality Facility.

**OTHER BUSINESS.**

Mr. Stoliker stated that staff is doing title work on the east branch of the main extension. SCAFCA needs to communicate with Corrales on the funds set aside with Corrales and have Corrales do the design work. Mr. Rudy stated that he is not sure that it would be the right thing to just hand this over to Corrales, as he would like SCAFCA's oversight and involvement. Corrales can do the preliminary conceptual design of what they want, but he would like SCAFCA to be involved in the rest of it. Mr. Stoliker suggested having the Executive Committee decide this matter. Mr. Rudy stated that he does not want to simply hand Corrales the money and have them come back to SCAFCA.

Mr. Stoliker stated that there was \$3 million identified in the first \$4 million draft; staff will set aside \$1 million for sediment removal. Perry Baird will prepare the budget and have it for the Board in February.

A motion was made by Donald Rudy to appoint Dub Yarbrough as the Acting Secretary for the meeting today. It was seconded by John Chaney and passed unanimously.

**BOARD OF DIRECTOR'S COMMENTS (continued).**

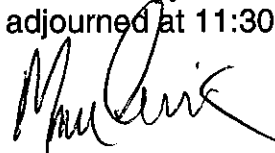
**BOARD OF DIRECTORS SPECIAL MEETING**

**JANUARY 17, 2006**

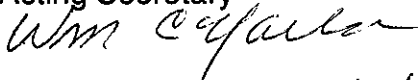
Mr. Conkling stated that SSCAFCA has some drainage interests in the new City Centre project. He asked if the City construction had stopped on that Centre. Mr. Stoliker stated that as far as City Hall is concerned, his understanding is that construction is continuing. The loss of the City Manager did affect the City with respect to the negotiations on the additional 80 acres around the City Hall. He does not know the status now; however, there are no drainage structures there right now and the property has been graded.

**ADJOURNMENT.**

A motion was made by Donald Rudy and seconded by Mark Conkling to adjourn the meeting. It was carried unanimously. Meeting adjourned at 11:30 a.m.

  
MARK CONKLING  
Chairman

DUB YARBROUGH  
Acting Secretary



DATE APPROVED: 3/16/07