

SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY
(SSCAFCA)

MINUTES OF DECEMBER 21, 2011
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 9:05 a.m.

ROLL CALL OF DIRECTORS.

Directors in attendance were John Chaney, Mark Conkling, James Fahey, Steve House and Donald Rudy. Chuck Thomas, SSCAFCA's Executive Engineer, 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 John Chaney and passed unanimously.

ANNOUNCEMENTS.

Announcements were made by Mark Conkling that all electronic devices needed to be turned off during the meeting and that the microphones are voice activated.

PRESENTATION OF OUTSTANDING SERVICE AWARD FOR WILLIAM C. "DUB" YARBROUGH

John Chaney shared memories of Dub Yarbrough with a slideshow and presented the award to members of Mr. Yarbrough's family and several family members and other friends of Mr. Yarbrough spoke about him and their relationship to him. Mr. Chaney stated that Mr. Yarbrough helped to create a wider jurisdiction that would take flood control out of the Corrales Watershed District's limited jurisdiction and extend it into a bigger jurisdiction. He stated that a couple of the first directors were elected to defeat SSCAFCA by getting the public to not pass a bond issue because SSCAFCA would have to dissolve if that happened. Dub was on the other side and saw the important need to protect the public's property in Sandoval County. The first bond election passed

by only three votes as he recalled. Dub was a hard core flood control person and was quite comfortable spending every cent on flood control rather than parks and multi-use facilities. At the end of his career he had realized the importance of them and did support the multi-use facilities. Dub was instrumental in having SSCAFCA being highly respected in the community.

Kathleen Yarbrough spoke briefly about her dad. Members of the public and the Board also spoke highly of Dub.

Mr. Conkling called for a recess at 9:30 a.m. for a short reception with the Yarbrough family and friends. The Board went back into session at 9:50 a.m.

STAFF REPORTS.

Executive Engineer.

1. Presentation of the Proposed Legislative Resolution.

Chuck Thomas presented Resolution 2011-15, Legislative Priorities, to the Board, a copy of which was in the Board members' packets. This establishes legislative priorities for SSCAFCA. Five basic priorities are listed. The first is that SSCAFCA supports legislation that will reduce trash and litter in arroyos or that will help improve and maintain the function and aesthetic value of arroyos. The second is that SSCAFCA supports legislation that is in agreement with SSCAFCA's mission statement to manage its watersheds prudently, enhance quality of life, create the most appealing multi-use facilities, set an example of quality, integrity, leadership and professionalism, and educate the public concerning flood hazards and administer public funds prudently. The third is that SSCAFCA opposes any legislation that adversely affects the funding or authority of SSCAFCA. The fourth is that SSCAFCA will monitor any proposed changes to the Inspection of Public Records Act and the Open Meetings Act and determine if any proposed changes will negatively impact SSCAFCA. The final is the capital priority for SSCAFCA, which is the improvement of the Corrales Bridge and associated drainage network to prevent flooding and increase the quality of storm water discharge to the Rio Grande with a project cost of approximately \$7 million.

After discussion, a motion was made by Jim Fahey to approve the proposed legislative resolution as presented. It was seconded by Donald Rudy. Roll call vote: John Chaney, yes; Mark Conkling, yes; James Fahey, yes; Steve House, yes; Donald Rudy, yes. The motion passed 5-0.

2. Presentation of the Draft Proposal for Correction of the Corrales Road Bridge.

Mr. Thomas presented a draft proposal for a fix of the Corrales Road Bridge which would protect it from overtopping when there is a major storm. A copy of the draft proposal is in the Board members' packets and a corrected version has been passed out to the Board. The proposal outlines all the related projects that will be associated with this project. The problem was very

clearly identified in 2006 and 2010 with the flooding that occurred at the bridge. The combination of the hydrologic jump which allows the sediment to dump out beneath the bridge and the flow capacity of the bridge constricting the channel right there creates a unique situation. There is still the potential for flooding today. This is a priority that staff would like to resolve and proposes a three phase solution.

Mr. Thomas stated that the most obvious solution is to increase the capacity at the bridge itself, which is Phase A. This cannot be the only solution because of the framework of where existing property is located. This project will be done in conjunction with two additional projects upstream of the bridge. Phase B is the Montoyas Arroyo Water Quality Structure and Park and, in the area of the Montoyas between Highway 528 and the inlet to the Harvey Jones Channel, there is an opportunity to flatten out the channel and slow down the water. Additionally, there is an opportunity to create a park in the area and SSCAFCA hopes to create a robust park-like environment at the base of the Industrial Park. The infrastructure needed for that will be fairly minimal and only required until the vegetation is established. Phase C is a similar project in the Lomitas Negras Arroyo at the inlet to the Dulcelina Curtis Channel. Some design elements have begun on this project. One of the options is to widen it out and create a partial detention facility to reduce the flow and allow debris to drop out. This would incorporate a park and multi-use facility as well.

Mr. Thomas stated that, starting with Phase A, SSCACA owns 20 feet of right-of-way on the north side of the Harvey Jones Channel. There is sufficient room in there to add a box culvert. This will take some minor restructuring of the road on the north side. On Phase B, SSCAFCA owns the majority of the property and is in negotiations with the Village of Corrales for an easement on one piece. In Phase C, SSCAFCA currently has ownership easement over the property that will be needed. Mr. Rudy stated that the impact on the river itself is a big issue and this has a chance to lessen the problems.

Mr. Thomas stated that SSCAFCA is currently pursuing a grant with the EPA which provides funds for urban areas and providing quality of life improvements to them, in addition to addressing infrastructure projects.

3. Discussion of EPA Representative Site Visit and Tour of SSCAFCA Facilities.

Mr. Thomas indicated that there would be a site visit by an EPA representative on January 18, 2012 to discuss a watershed based approach to incorporate all the entities to join in one combined permit. She will be here for two days. Staff will provide a guided site-seeing tour to show her how SSCAFCA's facilities are different from the surrounding areas. She has never been

anywhere in Sandoval County as far as staff is aware. This is an excellent opportunity to show her the differences.

Fiscal Services Director:

1. Recognition/Acknowledgment of the Fiscal Services Report for November 30, 2011.

Deborah Casaus presented the Fiscal Services Report for November 30, 2011. She stated that property tax collection is pretty much the same as last month. The first half of property taxes should be coming in partly this month but the bulk of it next month. Through the month of November, general fund expenditures is about 21% of the budget and SSCAFCA is 42% through fiscal year 2012. There are graphs in the Board's packets that give a pictorial representation of where SSCAFCA is right now and how the budget is comprised. The first graph shows the general budget. The second graph is a representation of where personnel and other fixed expenditures are versus other expendable programs. Represented in the personnel section is insurance, fees, utilities, building cost, equipment, things that SSCAFCA has to have in order to operate; the second part is made up of operations and maintenance, engineering and mapping, right-of-way acquisition, etc. Mr. Conkling asked if she would break out the personnel from the entire report so that it would appear more balanced and more accurately reflect the personnel costs.

The Board recognized and acknowledged the Report.

2. Acceptance of the Audit Report.

Ms. Casaus presented the Audit Report prepared by Mackie, Reid & Company, P.A., ending on June 30, 2011. She stated that SSCACA received a clean, unqualified opinion, which is the best opinion possible. SSCAFCA got its report into the auditor's office well before the December 1st deadline so SSCAFCA was able to get it back sooner. This is a positive reflection on SSCAFCA. There was an increase in SSCAFCA's net assets of \$700,000.00 and an increase in capital assets of \$900,000.00.

Ms. Casaus stated that, with regard to capital assets, there was one finding this year and it is related to a change in the GASB pronouncements regarding intangible assets. This goes back to SSCAFCA's understanding of the definition of intangibles. Staff has more information from the auditor on how to classify those.

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

3. Action/Acceptance of contract renewal with Larry Horan for Professional Lobbyist Services with no requested changes.

Deborah Casaus recommended a contract renewal with Larry Horan for lobbyist services with no changes.

A motion was made by John Chaney to accept the contract renewal with Larry Horan as presented. It was seconded by Jim Fahey and passed unanimously.

4. Action/Acceptance of Professional Services Contract Renewals with no requested changes for:

<u>Surveying</u>	<u>Appraisal</u>
Bohannon Huston, Inc.	Shipman & Foley and Associates, Inc.
Community Sciences Corp.	
Huitt-Zollars, Inc.	

Deborah Casaus recommended contract renewals of the companies shown on the Agenda for the services listed with no changes.

A motion was made by John Chaney to accept the contract renewals as presented. It was seconded by Donald Rudy and passed unanimously.

Field Services Director:

1. Gateway Pond Project Update.

Jim Service gave an update on the project and indicated that the coating on the art work was probably not going to be installed until much warmer weather because of needed warm consecutive days to assure proper attachment. The completion of the project will most likely be done in the spring. He stated that the original contract amount was \$205,000.00; the total project amount right now is sitting at \$221,000.00.

CHAIRMAN'S REPORT.

Mr. Conkling stated that he visited recently with Louie Maldonado at AMREP about property that is situated at Paseo del Volcan intersection with Coyote. There is a piece of property that connects arroyos and has usable land and non-usable land. Part of it could be held as excess

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property. This would enable SSCAFCA to ride unimpeded to Mariposa along SSCAFCA's trail systems.

Mr. Conkling stated that, with regard to SSCAFCA's discussions with ESCAFCA, they are moving toward a joint powers agreement where activities are shared and where SSCAFCA would receive ESCAFCA's funds and manage a lot of their activities. Mr. Thomas stated that he had an initial discussion with the chairman of ESCAFCA yesterday and it is in the very early stages. Mr. Chaney stated that one of the reasons for refusal to merge with ESCAFCA before was because of the problems that need to be fixed, the cost is exorbitant and taxes would need to be raised and it was unfair for the people of Rio Rancho and Corrales to solve the problems of that area.

BOARD OF DIRECTOR'S COMMENTS.

None.

COMMITTEE REPORTS.

John Chaney indicated that the Personnel Committee had reduced the applicants to a final four for second interviews for the new engineering position. After meeting yesterday, it was decided to offer the job to one highly qualified individual, with a back up. Chuck Thomas will go forward on the hiring for the person to start in mid-January.

PROPERTY MATTERS.

None.

ACTION/APPROVAL OF THE MINUTES OF OCTOBER 21, 2011

A motion was made by Donald Rudy to approve the minutes of the October 21, 2011 Board meeting as presented in the Board members' packets. It was seconded by John Chaney and passed unanimously.

ATTORNEY'S REPORT.

None.

FOR YOUR INFORMATION:

1. Albuquerque Journal Article, "EPA Cites City for Storm Water Runoff" (12/8/11).

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2. Rio Rancho Observer Article, "Former Rio Rancho City Manager's case back to district court" (11/27/11).
3. Rio Rancho Observer Article, "Rainwater harvesting on SSCAFCA website" (12/14/11).

PUBLIC FORUM.

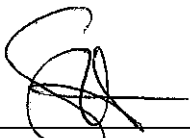
None.

OTHER BUSINESS.

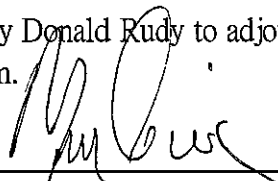
- Special Board Meeting on Tuesday, January 3, 2012 at 9:00 a.m.
- Regular Board Meeting on Friday, January 20, 2012 at 9:00 a.m.

ADJOURNMENT.

A motion was made by Jim Fahey and seconded by Donald Rudy to adjourn the meeting. It was carried unanimously. Meeting adjourned at 10:35 a.m.



STEVE HOUSE
Secretary



MARK CONKLING
CHAIRMAN

DATE APPROVED: _____

2/17/12