

SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY  
(SSCAFCA)  
MINUTES OF MAY 18, 2012  
BOARD OF DIRECTORS REGULAR MEETING

**CALL TO ORDER.**

The regular meeting of the SSCAFCA Board of Directors was called to order by Donald Rudy, Chairman, at 9:00 a.m.

**ROLL CALL OF DIRECTORS.**

Directors in attendance were John Chaney, Mark Conkling, James Fahey, Steve House, and Donald Rudy. Charles Thomas, 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 Donald Rudy.

**APPROVAL OF AGENDA.**

A motion was made by Steve House to approve the Agenda. It was seconded by Mark Conkling and passed unanimously.

**ANNOUNCEMENTS.**

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

**STAFF REPORTS:**

***Executive Engineer:***

1. Action/Acceptance of Resolution 2012-9, Notice of Bond Sale.

Mr. Thomas presented Resolution 2012-9, Notice of Bond Sale. He stated that over the past couple of Board meetings there has been extended discussion on the sale of bonds for additional projects to move into the next phase of storm drainage improvements. This Resolution will begin that process.

Mr. Hughes, of Hughes Law, SSSAFCA's bond counsel, stated that this Resolution approves the notice of bond sale in the amount of \$4.5 million from SSSAFCA's last bond cycle approach. The Resolution provides that the bonds will be sold on July 11, 2012.

A motion was made by John Chaney to approve Resolution 2012-9 as presented. It was seconded by Jim Fahey. Roll call vote: John Chaney, yes; Mark Conkling, yes; Jim Fahey, yes; Steve House, yes; Donald Rudy, yes. The motion passed 5-0.

## 2. Presentation of Art Concepts for Gateway.

Mr. Thomas introduced Paula Scott, from the City of Rio Rancho Art Commission. Ms. Scott stated that Ms. Sochi, a resident and former board member of the North Hills Property Owners Association went to the Art Commission in February 2012 and told them about tree trunks that had been sculpted into animals native to New Mexico. Ms. Sochi paid for the artwork to be commissioned. The tree sculptures were subject to vandalism and Ms. Sochi cleaned the graffiti several times a week. The North Hills Property Owners Association voted against accepting responsibility for the maintenance and protection of the tree sculptures. It is her intention that the sculptures have a home in the public setting in Rio Rancho. It is hoped that they be relocated to a park or a school setting. Ms. Sochi approached the Commission about buying the sculptures for what she spent on them. The Commission has concluded that the most ideal spot would be the new Gateway Park, since the carved animal tree sculptures would compliment the flood wall artwork. The City Manager has approved the cost of installing the tree sculptures and will also assume responsibility for maintenance, but indicated that there was no funding to pay for the art work itself, which is \$4,800.00. City Councilors do not have the discretionary funds to spend on these matters either. The sculptures now reside in Ms. Sochi's back yard for safekeeping. She is here today to ask SSSAFCA to purchase the sculptures and donate them to the City for the New Gateway Park site.

Mr. Chaney stated that SSSAFCA could certainly provide an easement for the location of the tree stumps. Mr. Thomas stated that SSSAFCA has sufficient property for this purpose. Mr. Metzgar stated that providing the location would be fine, but SSSAFCA can't pay for the sculptures because of law prohibiting such spending.

Jay Hart, Director of the Rio Rancho Parks and Recreation Community Services Department, thanked the Board for its relationship with the City and SSSAFCA. SSSAFCA has been tremendously supportive.

## 3. Development Status Update.

Mr. Thomas stated that there are two projects currently in the works for SSSAFCA. One is the Unser Pavilion Project at Gateway Pond where the developers are looking at modifying the existing pond to maintain a portion of the pond and incorporate that into a development. The current

status is that they have gotten the hydrology to work, so by doing some significant modifications to the remaining portion of the pond, SSCAFCA and the City would be satisfied that the conditions that had been originally set will be maintained. This will require an additional pipe under Unser, which will cost a considerable amount of money. Now, SSCAFCA will wait and see if the economics will work for the developers.

Mr. Thomas stated that the other project is the Springer Plaza, which is just below the future location of the 19th Street Dam. The developers are working with SSCAFCA and the City to get it replatted to adjust 19th Avenue to the West. The Drainage Report has not been submitted yet, but it does appear to be moving forward as well.

***Fiscal Services Director:***

1. Recognition/Acknowledgment of the Fiscal Services Report for April 30, 2012.

Ms. Deborah Casaus presented the Fiscal Services Report for April 30, 2012. She stated that SSCAFCA is ten months through its fiscal year. She stated that the property tax collections have remained steady. Operating property tax collections are still about 9% higher than last year and debt service is about 2% higher than last year. The General Fund expenditures are about 54% of the total budget and SSCAFCA is currently 83% through the fiscal year. Regarding City of Rio Rancho single family residential permits, there were 46 issued for the month of April, which is 25% higher than last year at this time. Interest earned on the State Treasurer's local government program is about .23% for the month of April, which is still higher than a U.S. Treasury Bill.

She stated that the Fiscal Services Department is going to be reissuing an RFP to select some additional appraisers. Currently there are two on call and staff sees a need to possibly retain a couple more.

A motion was made by Steve House to acknowledge and accept the Report. It was seconded by Mark Conkling and passed unanimously.

2. Action/Acceptance of selection of Atkinson & Co., Ltd for Audit Services.

Ms. Casaus stated SSCAFCA was due for a new RFP for audit services and had six proposals. All were very close, and there were some great firms from which to choose. The senior auditor at Atkinson & Co., Ltd has done SSCAFCA's audit in the past, so the selection committee felt that this company would be a great fit for SSCAFCA. Once it is approved by the Board it will have to go to the State Auditor for his approval.

A motion was made by Steve House to accept Atkinson & Co. Ltd for Audit Services as presented. It was seconded by Jim Fahey and passed unanimously.

3. Action/Acceptance of contract renewal with Hughes Law, LLC for Bond Counsel Services with no requests for changes.

Ms. Casaus stated the one year contract renewal with Hughes Law, LLC was due and that there was no request for change by Hughes Law. She recommended approval of the renewal.

A motion was made by Mark Conkling to approve the contract renewal as presented. It was seconded by John Chaney and passed unanimously.

4. Action/Acceptance of contract renewal with RBC Capital Markets for Financial Advisor Services with no requests for changes.

Ms. Casaus stated the one year contract renewal with RBC Capital Markets was due and that there was no request for change by RBC Capital Markets. She recommended approval of the renewal.

A motion was made by Mark Conkling to approve the contract renewal as presented. It was seconded by Jim Fahey and passed unanimously.

5. Action/Acceptance of contract renewal with Connie's Complete Cleaning Services for Janitorial Services with no requests for changes.

Ms. Casaus stated the one year contract renewal with Connie's Complete Cleaning Services was due and that there was no request for change by Connie's Complete Cleaning Services. She recommended approval of the renewal.

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

6. Action/Acceptance of contract renewal with American Fence for Fence and Fence Repair Services with no requests for changes.

Ms. Casaus stated the one year contract renewal with American Fence was due and that there was no request for change by American Fence. She recommended approval of the renewal.

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

7. Action/Acceptance of contract renewal with Select Properties for Right-of-Way Acquisition Services with no requests for changes.

Ms. Casaus stated the one year contract renewal with Select Properties was due and that there was no request for change by Select Properties. She recommended approval of the renewal.

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

**CHAIRMAN'S REPORT.**

None.

**BOARD OF DIRECTOR'S COMMENTS.**

Mr. Fahey stated that there have been comments made that SCAFCA was responsible for the shot crete that was placed on the irrigation canal east of Loma Larga, which has been implicated as the reason why the cottonwood trees were dying in Corrales. This is incorrect and he has told people that. In the Village, if SCAFCA gets blamed for the death of cottonwoods, there will be a lot more negative feelings toward SCAFCA by the Village residents. SCAFCA did a small area where the drains go into the canal. To avoid evaporative loss, MRGCD put the shot crete in. The rationale was to prevent erosion. This wrong information is coming from the ditch riders, who claim that they got the information from "higher ups."

**COMMITTEE REPORTS.**

Mr. Chaney stated that the Personnel Committee decided that Trevor Alsop should be replaced as soon as possible by a qualified candidate. The first ad goes out on Sunday and will run for three weeks. Staff will screen the applicants and bring the top candidates to the Personnel Committee.

At this time the Board members individually expressed their concern about the great loss that losing Trevor would be to SCAFCA, but also wished him and his family the best of luck in his future career.

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**ACTION/APPROVAL OF THE MINUTES OF APRIL 20, 2012.**

A motion was made by Steve House to approve the Minutes of April 20, 2012 as presented. It was seconded by Jim Fahey and passed unanimously.

**ATTORNEY'S REPORT.**

None.

**PUBLIC FORUM.**

None.

**PROPERTY MATTERS.**

1. Donation of 882.71 acres of land in Calabacillas Arroyo by AMREP.

Mr. Conkling stated that SSCAFCA has received a donation of almost 900 acres of arroyo land that is an uninterrupted reach in the Calabacillas. This will allow nature trails to be designed at fairly low cost since it is unencumbered land. There are a number of single family lots in the LEE, many of which are already cut by the water; and all of which are probably available for taxes because they're so far out there and probably unbuildable. He suggested that an investigation be started to widen SSCAFCA's impact on environmental issues and also protect the arroyos so that there won't be potential construction in the LEE.

**FOR YOUR INFORMATION:**

1. Corrales Comment Article, "SSCAFCA to Use 14 Acres Along Montoyas Arroyo," (04/21/12).

**OTHER BUSINESS.**

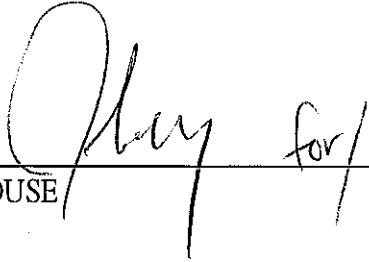
- Next Regular Board Meeting is on Friday, June 15, 2012 at 9:00 a.m.

**ADJOURNMENT.**

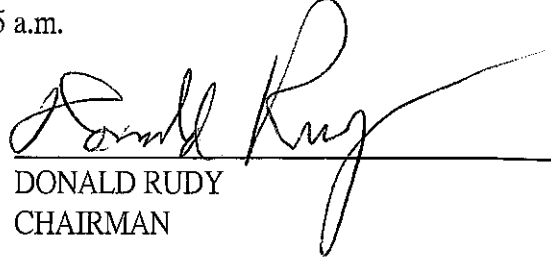
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A motion was made by John Chaney and seconded by Jim Fahey to adjourn the meeting. It was carried unanimously. Meeting adjourned at 9:45 a.m.

for/

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STEVE HOUSE  
Secretary



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DONALD RUDY  
CHAIRMAN

DATE APPROVED: 6/15/12

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