

SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY
(SSCAFCA)
MINUTES OF JULY 19, 2013
BOARD OF DIRECTORS REGULAR MEETING

CALL TO ORDER.

The regular meeting of the SSSCAFCA 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, Jim Fahey, and Donald Rudy. Mark Conkling and Steve House were noted as absent. Charles Thomas, Executive Engineer, Bernard Metzgar, SSSCAFCA's attorney, and members of the public were also present.

ANNOUNCEMENTS.

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

PLEDGE OF ALLEGIANCE.

The Board was led in the Pledge of Allegiance by Donald Rudy.

APPROVAL OF AGENDA.

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

ACTION/APPROVAL OF THE MINUTES OF JUNE 21, 2013.

A motion was made by John Chaney to approve the Minutes of June 21, 2013 as presented. It was seconded by Jim Fahey and passed unanimously.

PUBLIC FORUM.

None.

STAFF REPORTS:

Executive Engineer:

1. Discussion – Project Status Update:
 - a. Black Arroyo Wildlife Park
 - b. Harvey Jones Channel Improvements;
 - c. Lower Montoyas Water Quality Project.

Mr. Charles Thomas stated that the Black Arroyo Wildlife Park's Master Plan has been completed. SCAFCA also received funding from the legislature for the pedestrian bridge at the Maggie Cordova Elementary School. Due to a small glitch, the bonds for that project were not sold in June, however, there is a second bond sale in December and the bonds for the bridge will be sold in December. The funding under this administration for capital outlay has been spread out to additional agencies, some of which have never overseen capital outlay before. The situation was that this was a bridge project and because it was an arroyo and SCAFCA is a flood control authority, that money was sent to the office of the State Engineer for oversight. The State Engineer's office was concerned about their ability to oversee a bridge project. Staff has confirmed that the bonds were not sold and discussions have taken place with the NMDOT and the State Engineer's office has agreed to allow NMDOT to certify with their expertise that the bridge will be successfully constructed.

Mr. Thomas stated that staff had also submitted an application several months ago to receive funding for commuter trails and supporting pedestrian trails through the Black Arroyo open space with the MRGCD through the Transportation Alternative Program Funds. That application ranking was completed two weeks ago with SCAFCA finishing number one. The funding allocated to the project pending approval is \$556,400.00. This will complement the money from the state legislature. There is now a significant chunk of money for the Black Arroyo Open Space Project. That funding will likely be available in October. The COG staff were very impressed by the application of SCAFCA, so much so that they are using it as a model and sending it out to other entities on how applications should be put together.

Mr. Thomas stated that the ultimate hydrolic solution for the Harvey Jones Channel Improvement Project was the trapezoidal channel. There are problems with the Federal Highway Administration regarding the eligibility of its funds for that project. The current scope of work had been to remove the sill and only do part of the channel. Since then, staff has met with FHWA, received information on a process to request an exemption to allow those funds to be made eligible and the informal discussion indicates that they will authorize the funds for this project. Staff has since directed the engineer to scope the full project for design. It is anticipated that construction will begin in early winter or January 2014. The main portion of the work will be done in the channel and the bridge will not be closed. They do not anticipate any traffic disruptions besides construction traffic issues.

Mr. Thomas stated that, with regard to the Los Montoyas Water Quality Project, SSCAFCA has received the lease from the Village of Corrales, as well as owning the property right at the mouth of the Harvey Jones Channel. This project is in design right now. Wilson & Company will make a presentation to the Board at the next Board meeting outlining the variations of the solutions. They have been tasked with the opportunity design goal to drop out approximately 55,000 cubic yards of sediment before entering the Harvey Jones Channel. This is the amount of sediment generated from the 2010 storm, plus a small safety factor.

2. Discussion – Solar Addition to Office.

Mr. Charles Thomas stated that in the 2010 addition to SSCAFCA's building, solar panels were incorporated into the back parking lot. They provide energy to the building, as well as generating a credit for using solar as opposed to using traditional electricity. What has happened with that addition is that it has essentially made the office cost neutral, but not energy neutral. The building still uses energy from PNM. Staff is pursuing an addition to the solar array on the roof of the building using the existing infrastructure to maximize the existing inverters. The initial studies indicate that the additional solar array will make SSCAFCA energy neutral. Because of the popularity of the programs, PNM has pulled back and its rate is not as attractive as it was three years ago so the additional panels will be incorporated under the existing Agreement.

3. Development Status Update.

Mr. Charles Thomas stated that the most significant status update is the Hawk Site, which is at the far north section of Rio Rancho adjacent to Highway 550. The development has been reconfigured and the developer is proposing to put a pond in the center. That reconfiguration has been reviewed and approved by the Office of the State Engineer and it has been reviewed by SSCAFCA previously. The developer had not moved forward at the time it was redone because of the economy. They are now moving forward with that project and it is currently in review.

Mr. Thomas stated that the next item is the High Range Subdivision. There has been a preliminary drainage study put together and provided to SSCAFCA for the next section. At this point, staff has provided some comments on the preliminary platting and will await drainage information to come in on that.

Mr. Thomas stated that there have also been two summary plats and one zone map amendment. One is the Arrowhead Ridge on the south side of Montoyas near 528. It is changing the zoning off of Southern. Then the properties owned by Spring Guard Investments at Unser and Wellspring have been consolidated.

Fiscal Services Director:

1. Recognition/Acknowledgment of the Fiscal Services Report for June 30, 2013.

Deborah Casaus presented the Fiscal Services Report for June 30, 2013 which is in the Board's packets. She stated that the operating property tax revenue for the end of the year finished at 107% of the budget projection. The debt service revenue ended at 116% of the budget projection. A good majority of that is past delinquent accounts that the County has been able to collect. There was a slight increase last year in SSCAFCA's debt service rate. SSCAFCA had about \$125,000.00 additional collected in the operating fund and about \$450,000.00 in the debt service. There was an additional bond sale last year as well. This year, going into the new fiscal year, there will not be any increase in either of SSCAFCA's mil levies. General fund expenditures at the end of the year amounted to about 51% of the total budget. A couple of reasons that SSCAFCA was well below budget is the timing of expenditures and an increase in funding for the capital projects. No right-of-way acquisition came out of the general fund; all of it is coming out of the capital projects fund. The large storm clean out fund was not used and that will be kept in reserve.

There were 47 single family residential permits issued by the City of Rio Rancho for the month of June 2013. Interest earned on the State Treasurer's funds was at a rate of .107%. SSCAFCA also received approval on its interim budget from DFA.

She stated that SSCAFCA had selected the firm of Accounting and Consulting Group to do the audit for fiscal year 2013. Staff requested proposals from a few different companies and received four proposals. Of those four, this firm was the most qualified and least increase in the fees. A discussion was held regarding the questionnaire that was being requested to be filled out by the Board. Mr. Chaney stated that he would feel comfortable if the Executive Engineer filled it out and it was reviewed by counsel due to the difficulty in the Board members being able to answer the questions on it. Ms. Casaus said she would talk to the auditing firm on the necessity for the questionnaire.

The Fiscal Services Report for June 30, 2013 was recognized and acknowledged by the Board.

2. Action/Acceptance of Resolution 2013-11 Budget for Fiscal Year Ending June 30, 2014.

Deborah Casaus stated that Resolution 2013-11 adopts the fiscal year 2014 budget. There are some minor changes from the preliminary to the final budget. There was an increase in the revenues. There was also some savings from the expenditures. So the increase was about \$295,000 to the fund balance. Separate line items in the budget were increased to cover this increase.

A motion was made by John Chaney to pass and adopt Resolution 2013-11 as presented. It was seconded by Jim Fahey. Roll call vote: John Chaney, yes; Jim Fahey, yes; Donald Rudy, yes. The motion passed 3-0.

3. Action/Acceptance of Resolution 2013-12 Ad Valorem Tax Levy for Tax Year 2013 (Fiscal Year 2014) Applicable to General Operating Fund.

Deborah Casaus stated that Resolution 2013-12 continues the current mil levy rate and does not raise it. The only exception will be if there are changes by DFA.

A motion was made by John Chaney to pass and adopt Resolution 2013-12 as presented. It was seconded by Jim Fahey. Roll call vote: John Chaney, yes; Jim Fahey, yes; Donald Rudy, yes. The motion passed 3-0.

4. Action/Acceptance of Resolution 2013-13 Ad Valorem Tax Levy for Tax Year 2013 (Fiscal Year 2014) Applicable to Debt Service Fund.

Deborah Casaus stated that Resolution 2013-13 continues the current mil levy rate and does not raise it. The only exception will be if there are changes by DFA. The Baja de Corrales area will increase because of AMAFCA's tax levy. This was due to the moving of municipal boundaries.

A motion was made by John Chaney to pass and adopt Resolution 2013-13 as presented. It was seconded by Jim Fahey. Roll call vote: John Chaney, yes; Jim Fahey, yes; Donald Rudy, yes. The motion passed 3-0.

CHAIRMAN'S REPORT.

Mr. Rudy stated that he attended a meeting of COG's water board. The state has begun a process of updating the state's regional water plan. Not all of the plans selected were funded. The Mid Region Council of Governments decided to get a head start on this. There will be a meeting next Wednesday to begin planning the activities and select the people who will be working on this.

BOARD OF DIRECTOR'S COMMENTS.

None.

COMMITTEE REPORTS.

Mr. Fahey stated that the Legislative Committee met with the lobbyist and good progress is being made.

ATTORNEY'S REPORT.

Mr. Metzgar stated that the auditors will be sending him a legal action questionnaire which he will have to answer.

PROPERTY MATTERS.

1. Action/Acceptance - Unit 21, Block 72, Lot 16 – 1.09 acres – Upper SLO Dam.
2. Action/Acceptance – Unit 21, Block 113, Lot 4 – 1.06 acres – PDV Dam.
3. Action/Acceptance – Unit 21, Block 113, Lot 36 – 0.50 acres – PDV Dam.

Mr. Thomas stated that staff is seeking approval for the purchase of the lots listed above. The piece for the Upper SLO Dam is a key piece of property for the project. Significant progress is being made on the PDV Dam project as well.

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

FOR YOUR INFORMATION:

Mr. Thomas stated that the rain gauges here at the office have measured 1.19 inches of rain since the beginning of July. SCAFCA's facilities have handled the flows very well. Very little of the water made it to the river because it was soaked into the ground.

Mr. Thomas stated that impacts of audits is not a small thing. The Governor's Executive Order impacted 91 projects that were not allowed to go to bond sale because the audits were not up to date or the financial information was not complete. That was not the case for SCAFCA's projects. SCAFCA's last audit had zero findings.

BOARD OF DIRECTORS REGULAR MEETING

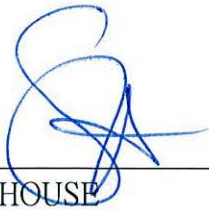
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OTHER BUSINESS.

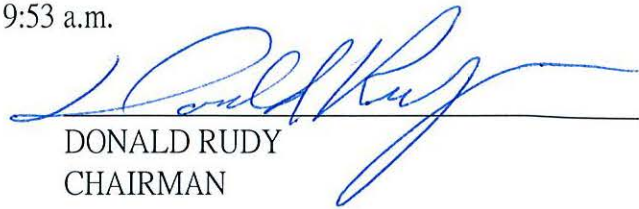
- Next Board Meeting is on Friday, August 9, 2013 at 9:00 a.m.
- The Regular Board Meeting on Friday, August 16, 2013 at 9:00 a.m. has been CANCELLED.

ADJOURNMENT.

A motion was made by John Chaney and seconded by Jim Fahey to adjourn the meeting. It was carried unanimously. Meeting adjourned at 9:53 a.m.



STEVE HOUSE
Secretary



DONALD RUDY
CHAIRMAN

DATE APPROVED: 8/9/13

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