

**SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY
(SSCAFCA)
MINUTES OF MAY 20, 2021
BOARD OF DIRECTORS REGULAR MEETING**

CALL TO ORDER.

The regular meeting of the SCAFCA Board of Directors was called to order by James Fahey, Chairman, at 9:02 a.m.

ROLL CALL OF DIRECTORS.

Directors in attendance were Michael Obrey, Ronald Abramshe, John Chaney, Mark Conkling, and James Fahey. Charles Thomas, Executive Engineer was present, as well as Charles Garcia, attending as SCAFCA's attorney.

ANNOUNCEMENTS.

Due to the serious nature of all Board Meetings, Chairman Fahey asked that all cell phones or devices that may distract participants or disrupt the meeting be turned off.

PLEDGE OF ALLEGIANCE.

The Board was led in the Pledge of Allegiance by Chairman Fahey.

APPROVAL OF AGENDA.

A motion was made by Michael Obrey to approve the Agenda. It was seconded by John Chaney.

Roll call vote: Michael Obrey, yes; Ronald Abramshe, yes; Mark Conkling, yes; John Chaney, yes; James Fahey, yes. The motion carried 5-0.

ACTION/ACCEPTANCE of the minutes of the Regular Board Meeting of April 15, 2021

A motion was made by Ronald Abramshe to accept the minutes of the Regular Board Meeting of April 15, 2021. It was seconded by Michael Obrey.

Roll call vote: Ronald Abramshe, yes; John Chaney, yes; Mark Conkling, yes; Michael Obrey, yes; James Fahey, yes. The motion carried 5-0.

PUBLIC FORUM.

None.

STAFF REPORTS.

Executive Engineer:

1. Presentation of ACEC National Award for Lomas Negras Phase 2

Mr. Thomas stated that the American Council of Engineering Companies (ACEC) New Mexico Chapter, presented SCAFCFA with the 2021 Honor Award for Excellence in Engineering and Design for the Lomas Negras Phase II project, which was completed in March 2020. The project was designed and submitted for award consideration by Smith Engineering Company. Mr. Thomas noted that the project was constructed by Salls Brothers Construction, Inc. Mr. Thomas thanked the Board for allowing SCAFCFA to complete the recognized project.

2. Action/Approval of Personnel Policy Amendments – Remote Work (m/o)

Mr. Thomas stated that he was seeking Board approval of Personnel Policy Amendments regarding contagious disease safe practices, holiday pay and remote work. Mr. Thomas stated that in response to the Covid-19 pandemic, it was prudent to incorporate a section into the existing Personnel Policy that addressed ongoing standards of operations needed to minimize and contain any future outbreaks that may occur. Mr. Thomas stated the addition of the “Contagious Disease Safe Practices” section to the Personnel Policy was based on guidance issued by the CDC. Mr. Thomas stated that the next proposed amendment to the Personnel Policy was to clarify that full-time employees would be paid 8 hours for holidays and part time employees would be paid a prorated number of hours based on average daily hours worked. Mr. Thomas stated that the last proposed amendment was regarding remote work. Mr. Thomas stated that additional remote work guidelines needed to be added to the Personnel Policy to ensure that employee’s understood eligibility, expectations and other conditions related to an alternative work environment.

A motion was made by Ronald Abramshe to approve the Personnel Policy Amendments – Remote Work. It was seconded by Michael Obrey.

Roll call vote: Mark Conkling, yes; John Chaney, yes; Michael Obrey, yes; Ronald Abramshe, yes; James Fahey, yes. The motion carried 5-0.

3. Development Review (m/o)

Mr. Thomas stated that the Rainbow Subdivision Phase 1 Drainage Report & Construction Plans were still pending review. The proposed development would consist of 190 lots on a 32-acre tract, along with an outfall pond that would flow directly into the Calabacillas Arroyo. Mr. Thomas stated that the Los Diamantes Subdivision Conditional Letter of Map Revision (CLOMR) Report and Supporting Documents were still under review. The approval of the CLOMR would remove the existing Zone A FEMA floodplain from the proposed development area, which would allow the Los Diamantes Subdivision project to move on to the next phase. Mr. Thomas stated that the Drainage Report and Construction Plans for the Garza commercial site and stockpile were approved. However, SCAFCFA and the property owner were currently working together on a new Turnkey Agreement, as the previously executed Turnkey had expired. Mr. Thomas stated the Lomas Encantadas Drainage Master Plan Resubmittal was still pending review. The revised master plan included a land use density change in the upper portion of the subdivision, as well as the construction of a pond that would cross through SCAFCFA owned property. Mr. Thomas stated that the Drainage Master Plan for Papillon Village was still pending review. The DMP would provide the hydrologic background for the newly proposed residential subdivision and the future Unser Dam. In response to a question from the Board, Mr. Thomas stated that a projected flowrate of 1620 cfs was expected to enter Unser Dam. Mr. Thomas stated that the last item under review was the Monarch Phase 1 Bulk Plat, which was not approved. The bulk plat was for approximately 200 acres of area north of Mariposa Parkway, previously known as Mariposa East. The submittal also proposed to vacate two pieces of the drainage easements, which were abandoned by the Board in 2019.

Design Services Director:

1. Action/Approval of Selection/Agreement with Compass Engineering & Constructions Services, LLC for Construction Services for the 10th Street S.E. Drainage Improvements Project.

Mr. Thomas stated that the Design Services Director was seeking approval of the Selection/Agreement with Compass Engineering & Constructions Services, LLC for construction services for the 10th Street S.E. Drainage Improvements Project. Mr. Thomas stated that this was a pipeline that would run from the future outlet of Harley's Pond, connect with an existing storm drain located at Westside Blvd and 10th street and ultimately discharge into the Calabacillas Arroyo. Mr. Thomas stated that SSCAFCA received five (5) bids for this project. Compass Engineering & Constructions Services, LLC had the most competitive bid which was for \$549,082.41 including NMGRT.

A motion was made by Michael Obrey to approve the Selection/Agreement with Compass Engineering & Constructions Services, LLC for Construction Services for the 10th Street S.E. Drainage Improvements Project. It was seconded by Ronald Abramshe.

Roll call vote: Ronald Abramshe, yes; Michael Obrey, yes; John Chaney, yes; Mark Conkling, yes; James Fahey, yes. The motion carried 5-0.

2. Action/Approval of Flood Control Cost Share Agreement with BGV Rio Rancho I, LLC for Broadmoor Heights Development (m/o)*

Mr. Thomas stated that the Design Services Director was seeking approval of a Flood Control Cost Share Agreement with BGV Rio Rancho I, LLC for Broadmoor Heights Development. Mr. Thomas stated that SSCAFCA had construction plans for High Range Pond, a future regional flood control facility upstream from the proposed Broadmoor Heights Development. Mr. Thomas stated that SSCAFCA's plan included a soil cement rundown structure, which would mitigate erosion from stormwater generated from lands upstream, including Broadmoor Heights. As a beneficial solution for both parties, SSCAFCA and BGV Rio Rancho I, LLC agreed that the developer would make a financial contribution to the construction of the High Range Pond soil cement rundown structure in lieu of constructing off-site drainage improvements. Mr. Thomas stated that this agreement would provide SSCAFCA with financial assistance for the future High Rand Pond project and satisfy the developer's drainage requirements for their master plan. In response to questions from the Board, Mr. Thomas stated that both projects would start around the same time in about two years and that developer's cost share contribution would be \$37,180.00.

A motion was made by Ronald Abramshe to approve the Flood Control Cost Share Agreement with BGV Rio Rancho I, LLC for Broadmoor Heights Development. It was seconded by Michael Obrey.

Roll call vote: Michael Obrey, yes; Mark Conkling, yes; John Chaney, yes; Ronald Abramshe, yes; James Fahey, yes. The motion carried 5-0.

Facility Operations Director:

1. Presentation on Completion of the Lisbon Pond Project

Mr. Gatterman presented the Board with a final update on the completed Lisbon Pond Project. Mr. Gatterman stated that the engineer for the project, Hugh Floyd with RESPEC, was a great partner to work with. Mr. Gatterman stated that the original construction contract amount was \$1,215,366.76 not including NMGRT

and that the project came in approximately \$5,000.00 under budget. Salls Brother Construction, Inc. was the contractor and completed the project on April 23, 2021, approximately one (1) week early. Mr. Gatterman thanked the Board for their support of the successfully completed Lisbon Pond Project. In response to a question from the Board, Mr. Gatterman stated the project was fenced, mainly to protect the auxiliary pond and prevent ATV's from entering the area.

- 2. Action/Approval of Work Order in the amount of \$100,908.57 with Salls Brothers Construction, Inc. for Sediment Removal in the Harvey Jones Outlet. (m/o)*

Mr. Gatterman stated that he was seeking Board approval of a work order in the amount of \$100,908.57 with Salls Brothers Construction, Inc. for sediment removal in the Harvey Jones Outlet. Mr. Gatterman stated that the scope of the proposed work order included the removal of approximately 3,500 CY of sediment from the bottom of the concrete-lined portion of the Harvey Jones Outlet as well as removing approximately 2,900 CY of sediment from the sediment basin. Mr. Gatterman stated that the removal of sediment from those areas would bring the Harvey Jones Outlet up to design grade and also mitigate some of the mosquito issues affecting residents in the area. Mr. Gatterman stated all of the sediment would be hauled to the Sandoval County Landfill and we would receive partial reimbursement from the County. In response to a question from the Board, Mr. Gatterman stated that the last major sediment clean-out in the Harvey Jones Outlet was in 2015. Mr. Gatterman further stated that SSCAFCA would continue with scheduled annual maintenance, however, another major sediment clean-out would not likely be needed until the end of the decade.

A motion was made by Mark Conkling to approve work order in the amount of \$100,908.57 with Salls Brothers Construction, Inc. for Sediment Removal in the Harvey Jones Outlet. It was seconded by John Chaney.

Roll call vote: John Chaney, yes; Mark Conkling, yes; Ronald Abramshe, yes; Michael Obrey, yes; James Fahey, yes. The motion carried 5-0.

OTHER COMMITTEE REPORTS.

None.

ATTORNEY'S REPORT

None.

CHAIRMAN'S REPORT.

None.

BOARD OF DIRECTOR'S COMMENTS.

None.

PROPERTY MATTERS.

- 1. Action/Approval - Unit 13, Block 55, Lot 14 – Montoyas Bank ROW – 2.00 acres
- 2. Action/Approval - Unit 13, Block 56, Lot 07 – Montoyas Bank ROW – 2.00 acres

Mr. Thomas stated that both parcels proposed for acquisition were situated along the Montoyas Arroyo Bank. The owner of both parcels contacted SSCAFCA to see if we were interested in acquiring the properties which were deemed unsuitable for any type of future development.

A motion was made by Michael Obrey to approve the purchase of Unit 13, Block 55, Lot 14 and Unit 13, Block 56, Lot 07. It was seconded by Ronald Abramshe.

Roll call vote: Michael Obrey, yes; John Chaney, yes; Mark Conkling, yes; Ronald Abramshe, yes; James Fahey, yes. The motion carried 5-0.

FOR YOUR INFORMATION.

1. Corrales Comment Article, Ron Curry, Former EPA Regional Director Assesses Corrales, 3/24/21 (m/o)
2. Rio Rancho Observer Article, Councilors Confirm Geisel as City Manager, 3/22/21 (m/o)
3. Rio Rancho Observer Article, Mayor Nominates Geisel as City Manager, 3/13/21 (m/o)

OTHER BUSINESS

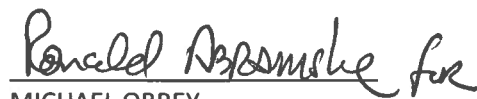
1. Special Board Meeting on Golf Course Open Space Acquisition is scheduled for June 3, 2021 @ 9:00 a.m.
2. Next Regular Board Meeting is scheduled for June 17, 2021 @ 9:00 a.m.

ADJOURNMENT.

The meeting was adjourned by Chairman Fahey at 10:05 a.m.



JAMES F. FAHEY JR. M.D.
Chairman



MICHAEL OBREY
Secretary

DATE ACCEPTED: 6-17-2021