

SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY
(SSCAFCA)
MINUTES OF FEBRUARY 20, 1996
REGULAR BOARD OF DIRECTORS MEETING

CALL TO ORDER.

The regular meeting of the SSCAFCA Board of Directors was called to order by Chairman Dub Yarbrough at 1:00 p.m.

Directors in attendance were John Chaney, James Dorn and Dub Yarbrough. Annette Jones and Bill Joiner were noted as absent. A quorum was declared present. Staff members present were Robert Garman, Executive Engineer and Pam McGrath, Administrative Secretary.

APPROVAL OF AGENDA.

A motion by John Chaney, seconded by James Dorn, to approve the agenda as written passed unanimously.

APPROVAL OF MINUTES OF JANUARY 16, 1996.

A motion by John Chaney, seconded by James Dorn, to approve the minutes of January 16, 1996 as written and presented, passed unanimously.

Bill Joiner arrived at 1:04 p.m.

SECRETARY'S REPORT.

None.

TREASURER'S REPORT.

1. Approve Expenditures 1/1/96-1/31/96.

A motion by James Dorn, seconded by John Chaney, to approve the reported expenditures of 1/1/96-1/31/96 as presented, carried unanimously.

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2. Approve Treasurer's Report 1/31/96.

A motion by James Dorn, seconded by Bill Joiner, to approve the treasurer's report of 1/31/96 as presented, carried unanimously.

EXECUTIVE ENGINEER'S CONTRACT.

Mr. Yarbrough stated that when the Board went back into open session at the last meeting, a vote was inadvertently not taken on the Executive Engineer's contract. Therefore, he called for a motion to approve his contract.

A motion by John Chaney, seconded by James Dorn, to approve the Executive Engineer's contract as written, passed unanimously.

BOND ALTERNATIVES.

Mr. John Archuleta of Southwest Securities presented options that were available for new general obligation bonds. He presented three different options that were available and the election options.

There was a discussion by the Board.

It was the consensus of the Board to have Mr. Archuleta make a presentation at the next Board meeting how a bond issue can be structured that would not raise the taxes.

GENERAL MAINTENANCE CONTRACT.

Mr. Yarbrough stated that the insurance company that carries SSCAFCA's liability insurance requires that all SSCAFCA contractors carry liability insurance in accordance with the Tort Claims Act. Therefore, Mr. Garman sent Mr. Eldridge a termination notice in accordance with the thirty day provision in the contract.

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Also, a request for proposal for general maintenance is being advertised stating that insurance coverage is required. Mr. Eldridge was encouraged to get liability insurance and reapply.

Mr. Garman stated that the deadline on the RFP is March 13, 1996 at 2:00 p.m. James Dorn, Bill Joiner and Bob McCormick volunteered to be on the selection committee.

ENGINEER'S REPORT.

1. Dams 1 & 4 Project.

Mr. Garman stated that nothing significant has happened since the last Board meeting. He said that the easements needed from the Village of Corrales may be signed at their next Council meeting.

Mr. Garman stated that the Council of the Village of Corrales voted to have their contract engineer do a technical review of the Dams 1 & 4, Urban Ponds and Tree Farm Projects.

Mr. Garman stated that, since there is the delay on the Village easements and permanent order in the Colborne suite, construction of Phase I will probably not begin before the rainy season.

2. Section 14 Project.

Mr. Garman stated that Mr. Eldridge has finished the right-of-way markers for the Section 14 and Northern projects.

He also reported that the refund from the Corps of Engineers should be received within the next week.

3. Tree Farm Pond Project.

Mr. Garman reported that the land swap between Mr. Santillanes, Amrep and Sandoval County should be completed within two weeks. Construction on this project cannot begin before this land swap is complete.

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He also stated that since the village Council has voted to have their contract engineer conduct a technical review, the Ruffles Lane easements are on hold.

Mr. Garman presented a proposal from Wilson & Company for engineering services on the Tree Farm Project. He reported that Mr. Metzgar, legal counsel, wrote a memorandum to the Board that since Wilson & Company has been under contract with the Sandoval County Flood Commissioner, "SSCAFCA would merely be stepping into the shoes of the Flood Commissioner and could continue any contract that the Flood Commissioner has."

A motion by John Chaney, seconded by Bill Joiner, to assume the Wilson & Company contract from the Flood Commissioner passed unanimously.

3. Lomitas Negras Project.

Mr. Garman reported that a check for \$27,000 was received from the State Highway Department in accordance with the JPA on this project.

4. Memorandum of Understanding and Drainage Policy.

Mr. Garman stated that the Village of Corrales approved the Memorandum of Understanding and Drainage Policy.

5. Dams 1 & 4 Ownership.

Mr. Garman stated that he and Mr. Yarbrough attended a meeting with Mr. Lopez and Mr. Merritt of the State Engineer's Office, Mr. Castillo of AMREP and Debbie Hays of the County concerning the ownership and maintenance of Dams 1 & 4. Mr. Castillo stated that he is in the process of getting proposals for the maintenance on Dams 1 & 4.

After the meeting, Mr. Lopez and Mr. Merritt met with Mr. Garman and Mr. Yarbrough on-site to brief them on the project and show what maintenance needs to be done.

6. Status on CWD Transfer to SSCAFCA.

Mr. Garman reported that the following has been completed in the transfer process:

1. The maps have been completed and the deed has been executed completing the land and channel turnover;
2. Two of the three CD's have been turned over, one is still pending. The majority of the funds in CWD's checking account has been turned over;
3. Mr. McCormick has been notified of the miscellaneous personal property items that are missing from the list on the Bill of Sale.
4. SSCAFCA has not received the final audit.

The final CWD Board meeting will be March 1, 1996.

Mr. Garman stated that two items remain to be completed from the annual O&M inspection and the signs need to be replaced.

7. Contract Renewals.

Mr. Garman reported that the contract renewal with the bond attorney, Hughes & Strumor, has been completed.

Mr. Garman stated that the closing date for the Request for Proposal for Legal Counsel is March 13, 1996. In order for the Board to review the proposals, it was the consensus of the Board to meet early March 19, 1996 if more than one proposal is received. If only one proposal is received, it will be an agenda item.

8. Venada Proposal Update.

Mr. Garman stated that he met with Mr. Phillips of Easterling and Associates to clarify his technical comments and received a copy of the Corps 404 permit document.

9. MRGCOG.

Mr. Garman stated he updated the alternate list to include all Board members and himself.

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He reported that he and Mrs. Jones attended the February 8, 1996 meeting.

10. Personnel Policy.

Mr. Garman gave the Board a preliminary draft and asked the Board to check the draft with the list of items from the January 16, 1996 meeting and give the staff written comments no later than March 1, 1996.

10. Facilities.

a) Glass Door.

Mr. Garman reported that a glass door has been purchased, however, he has not seen it.

b) Caller ID.

Mr. Garman stated that the caller ID service available to Centron customers only shows the telephone number, not the telephone number and name. It was the consensus of the Board to discontinue this service for now.

c) Conference Tables and Chairs.

There was a brief discussion as to what is available for a new conference table and chairs. The Chairman stated that he would cover this in his report.

CHAIRMAN'S REPORT.

1. Urban Ponds Project.

Mr. Yarbrough stated that he wanted Mr. Garman to pursue with Sandoval County the transfer so Wilson & Company can update the plans.

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2. Tree Farm Pond Project.

Mr. Yarbrough reported that Mr. Garman said that if there continues to be problems with the Village of Corrales and/or Mr. Boyle cannot get the funding for the retention pond, SSCAFCA should go ahead with the project and have Boyle Development reimburse SSCAFCA on a percentage basis.

3. Office Improvements.

Mr. Yarbrough stated that he is against spending any money on the interior of the building since it is adequate and SSCAFCA is only leasing space. He stated that he is against spending any money on a new conference table and chairs.

It was the consensus of the Board not to expend any money on interior improvements. The only item that can be purchased is new blinds.

OTHER BUSINESS.

None.

DIRECTORS' COMMENTS.

None.

PUBLIC FORUM.

Mr. McCormick requested that Mr. Garman approach Jerry Fossenier regarding the fill on Rio Oso Road. He also suggested that SSCAFCA sell all of the property it has received from CWD that is not needed for access and a new building.

It was the consensus of the Board to have Mr. Garman present a study on the excess lots and fair market value at the next Board meeting.

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CLOSED SESSION.

A motion by John Chaney go into closed session for the purpose of discussion of property negotiations and personnel was seconded by James Dorn. Roll call vote: James Dorn, yes; Bill Joiner, yes; John Chaney, yes; Dub Yarbrough, yes.

The Board went into closed session at 2:47 p.m.

RESUMPTION OF OPEN SESSION.

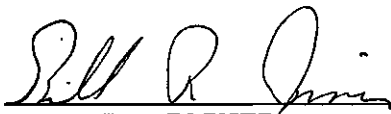
The Board reconvened into open session at 3:08 p.m.

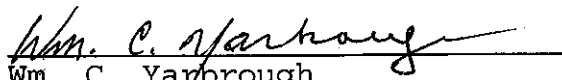
Dub Yarbrough stated that there were no decisions made on property negotiations.

A motion by Bill Joiner, seconded by John Chaney, to hire Cliff Spirock in the Budagher case for a land planner opinion with a \$2,000 cap passed unanimously.

ADJOURNMENT.

A motion by John Chaney, seconded by Bill Joiner, to adjourn the meeting passed unanimously. Meeting adjourned at 3:11 p.m.


BILL R. JOINER
Secretary


Wm. C. Yarbrough
Chairman

Date Approved March 19, 1996