

SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY
(SSCAFCA)
MINUTES OF APRIL 22, 1997
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 1:06 p.m.

Directors in attendance were Bill Joiner, Guy McDowell, James Dorn, John Chaney and Dub Yarbrough. A quorum was declared present. Staff members present were Bob Garman, Executive Engineer and Pam McGrath, Administrative Secretary.

APPROVAL OF AGENDA.

Dub Yarbrough requested that the minutes of April 3, 1997 be added to the Agenda for approval. James Dorn requested that the Ditch and Water Safety Task Force be added to the Agenda after the Treasurer's report.

A motion by James Dorn, seconded by Guy McDowell, to approve the Agenda as amended, passed unanimously.

APPROVAL OF MINUTES OF MARCH 7, 1997.

A motion by John Chaney, seconded by Bill Joiner, to approve the minutes of the special meeting of March 7, 1997 as presented, passed unanimously.

APPROVAL OF MINUTES OF MARCH 18, 1997.

A motion by Bill Joiner, seconded by James Dorn, to approve the minutes of the regular meeting of March 18, 1997 as presented, passed unanimously.

APPROVAL OF MINUTES OF MARCH 27, 1997.

A motion by John Chaney, seconded by Bill Joiner, to approve the minutes of the special closed meeting of March 27, 1997 as presented, passed unanimously.

APPROVAL OF MINUTES OF APRIL 3, 1997.

A motion by John Chaney, seconded by Guy McDowell, to approve the minutes of the special meeting of April 3, 1997 as presented, passed unanimously.

SECRETARY'S REPORT.

None.

TREASURER'S REPORT.

1. Approve Expenditures 3/1/97-3/31/97.

A motion by James Dorn, seconded by John Chaney, to approve the reported expenditures of 3/1/97-3/31/97 as presented, carried unanimously.

2. Approve Treasurer's Report 3/31/97.

A motion by James Dorn, seconded by John Chaney, to approve the treasurer's report of 3/31/97 as presented, carried unanimously.

3. Auditor FY/97.

A motion by John Chaney, seconded by James Dorn, to approve Rice & Associates, P.A. as the auditor for FY/97, passed unanimously.

DITCH WATCH PROGRAM.

John Kelly of AMAFCA and treasurer of the Ditch Watch Program, first reported on the status of Senate Bill 1061 which would have allowed AMAFCA and SCAFCA to have Special Improvement Districts. It was introduced by Mr. Aragon and was sent to committee. The committee requested further clarification and that a portion be rewritten. After two attempts with the committee, AMAFCA decided not to pursue it this year but will probably attempt it again with the legislature in two years.

Mr. Kelly reported that the other bill which AMAFCA submitted requesting a debt limit increase to \$60M was reduced by the committees to \$40M and passed this legislative session.

Mr. Kelly then reported on the status of the Ditch Watch Program and reported that there has not been any ditch drownings in 62 consecutive months. He stated that AMAFCA is the fiscal agent for the Ditch Watch Program and requested that SCAFCA donate \$5,000 so they would have a

vote on the Board. He explained that organizations that have a vote on the Task Force help direct the direction of the Task Force.

There was a brief discussion by the Board.

A motion by James Dorn, seconded by Guy McDowell, to contribute \$5,000 to the Ditch Watch Program and become a voting member of the Task Force, passed unanimously.

A motion by Dub Yarbrough, seconded by John Chaney, for James Dorn to be the representative from SSCAFCA, passed unanimously.

FEASIBILITY STUDY SAC RECOMMENDATION.

Bob Garman stated that the selection committee, which consisted of Phil Rios, Jerry Fossenier, Bill Joiner, Dub Yarbrough and himself, for the feasibility study, met Tuesday morning. Four proposals were received and the order of selection was Wilson, Bohannan Huston, USR Greiner and RTI. The recommendation of the committee is to go into negotiations with Wilson & Company.

A motion by James Dorn, seconded by John Chaney, to have SSCAFCA negotiate with Wilson & Company as the engineer for the feasibility study, passed unanimously.

URBAN POND PHASE II BID.

Dan Aguirre with Wilson & Company, passed out the bid tabulation from the bid opening Monday, April 21, 1997 for the Urban Pond Phase II Project. There were nine bidders. He stated that Longley Excavating came in the lowest at \$191,275.00.

A motion was made by John Chaney, seconded by James Dorn, that based on the bids received, the contract be awarded to Longley Excavating passed unanimously.

LEGAL COUNSEL REPORT.

1. Urban Pond Contract with Wilson & Company.

Mr. Metzgar stated that he has reviewed the contract with Wilson &

Company for the Urban Pond Project and has approved it as to form.

A motion by Bill Joiner, seconded by James Dorn, to approve the signing of the contract with Wilson & Company, passed unanimously.

2. Excess Lots.

Mr. Metzgar presented the proposed legal ad for the sale of the excess lots. The ad needs to be published three times in the Albuquerque Journal, Albuquerque Tribune, and the Observer. The ad will be published two times in the Corrales Comment as this is a bi-monthly publication. The closing date will be twenty days after the last publication.

A motion by James Dorn, seconded by Bill Joiner, to proceed with the sale of the excess lots, passed unanimously.

3. Slivers of Property Available.

Mr. Metzgar explained that there were certain slivers of property taken by CWD for the Harvey Jones and Dulcina Curtis Channels in Block 164, Unit 17 of Rio Rancho Estates. The slivers are very small portions of lots 2, 17 and 21 and he feels that these slivers should be offered to the property owners of those lots because they are probably the only ones that could use them. They would be offered at the original acquisition price plus 6% per annum.

A motion by Guy McDowell, seconded by Bill Joiner, to proceed with offering the slivers to the property owners of the lots involved at the prices indicated passed unanimously.

INTRODUCTION OF NEW DRAINAGE ENGINEER FOR THE CITY OF RIO RANCHO.

Jerry Fossenier, City Engineer for the City of Rio Rancho, introduced Pat Stovall, who is the new drainage engineer replacing Vance Fossinger, who resigned.

EXECUTIVE ENGINEER'S REPORT

1. Dams 1 & 4 Outfall Project.

Mr. Garman stated that there are only two properties in Phase II that do not have Permanent Orders of Entry. These properties belong to Mr.

Solomon and Mr. Tapia. A pretrial conference court date is set for April 29, 1997 at 9:00 a.m. for the Soloman case.

The archeological field work is complete for SHIPO. The only items found were rock shards and the recommendation to SHIPO is that SSCAFCA be allowed to continue with their project. However, the final decision from SHIPO has not been received.

Mr. Garman stated that Easterling & Associates has been put on hold for updating the plans and specifications of Phase I until the feasibility study has been completed. The only work item they have done is performing an analysis on Parcel 4-2 to assist in preparing for court.

2. Tree Farm Pond Project.

Mr. Garman stated that the project is completed. The final bill has been received, however, the last soil cement testing has shown that the strength does meet the required specifications. Since the results just came in, he has not talked to Kirkland Construction or Dan Aguirre as yet.

3. Maintenance Tasks.

Mr. Garman stated that John Campbell has completed the Dam 1 access control and repaired the joint seals. The beavers have not returned in about three weeks. Kirkland removed most of the sediment under the Corrales Bridge and the dirt pile east of Tenorios.

4. Discussion of Notch in HJC Outlet Basin.

Mr. Garman stated that he had a profile done to see if it was feasible to cut a notch out of the basin to help with the drainage and not have as much stagnant water sitting there. The survey shows that it is feasible. He is suggesting a two foot trench, approximately four feet below the elevation of the basin, across the concrete with a grate to enable it to drain properly. He will be discussing this with Mr. Korzdorfer of NRCS in the future.

5. Project Signs.

Richard Farmer reported on the progress of the nine project signs that are needed for SSCAFCA facilities that have been built and/or inherited from CWD. He presented a copy of the sign wording that would be used. The signs would be waterproof, laminated wood, which are very durable.

Two quotes have been received - one for \$381 per sign, which includes the posts and one for \$220.

He feels that this would be good advertising for SSCAFCA.

There was a brief discussion by the Board.

A motion by John Chaney, seconded by Bill Joiner, to proceed with the signs passed unanimously.

6. Maintenance (Continued).

Mr. Garman reported that John Campbell has removed the tumbleweeds in the HJC and DLC Channels and is working on a design for the north entrance to block trespassers.

CHAIRMAN'S REPORT.

None.

DIRECTORS COMMENTS.

Bill Joiner stated that SSCAFCA should inquire of the City of Rio Rancho as to a meeting room for use once a month.

PUBLIC FORUM.

None.

CLOSED SESSION.

A motion by James Dorn to go into closed session for the purpose of property negotiations, pending litigation and personnel was seconded by Bill Joiner. Roll call vote: John Chaney, yes; James Dorn, yes; Guy McDowell, yes; Bill Joiner, yes; Dub Yarbrough, yes. Motion passed 5 to 0.

The Board went into closed session at 2:50 p.m.

RESUMPTION OF OPENING MEETING.

The Board reconvened into open session at 3:40 p.m. Mr. Yarbrough announced that no official action was taken.

A motion by Bill Joiner, seconded by James Dorn, to close the Dorothy Martinez matter passed unanimously.

A motion by Bill Joiner, seconded by James Dorn, to close the Barbara Loop Lease negotiation, passed unanimously.

A motion by John Chaney, seconded by Guy McDowell, to have a special meeting Tuesday, April 29, 1997 at 1:00 p.m. for the purpose of review and approval of a contract for engineering services for the feasibility study of Phase II of the Dams 1 & 4 Outfall Project and for a personnel matter, passed unanimously.

ADJOURNMENT

A motion by Bill Joiner, seconded by James Dorn, to adjourn the meeting was carried unanimously. Meeting adjourned at 3:45 p.m.

Wm. C. Yarbrough
WM. C. YARBROUGH
Chairman

Bill R. Joiner
BILL R. JOINER
Secretary

Date Approved May 20, 1997