

**SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY
(SSCAFCA)
MINUTES OF JUNE 17, 2005
BOARD OF DIRECTORS REGULAR MEETING**

CALL TO ORDER.

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

ROLL CALL OF DIRECTORS.

Directors in attendance were Mark Conkling, Steven House, Donald Rudy and Dub Yarbrough. John Chaney was noted as absent. David Stoliker, Executive Director, 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 Dub Yarbrough.

APPROVAL OF AGENDA.

A motion was made by Steven House to approve the Agenda as presented. It was seconded by Donald Rudy and passed unanimously.

ANNOUNCEMENTS.

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

EXECUTIVE DIRECTOR'S REPORT.

1. Discussion of the Sports Complex Dam Project and Associated Agreement with Pulte.

Mr. Howard Stone, of Bohannon-Huston, stated that they have had discussions with the City in the past month and have come up with a proposed landscaping plan that they will present to the Parks & Recreation Commission at its next meeting. The schedule they have right now is to meet with the Commission twice, once in June and once in July. Between those two meetings, they plan to have a public meeting to gain input from the surrounding community as to the public's desires and concerns.

Mr. Stone stated that they have settled on two separate areas with respect to the landscaping/recreational aspect of the project. One is on the east side of the proposed access road into the Loma Colorado project via High Desert Road. On the east side, they are looking at doing expansion to the existing parking lot. Along with that, they are

proposing putting in a play area for children; with that, they are looking at putting in restrooms and possibly a concession stand. Next to that, they are looking at doing some hill arrangement to mitigate the effect of the dam/road. He stated that on the west side of the road they are looking at doing a little more aggressive recreational facilities in that they are looking at adding some tennis courts, potentially a racquetball court, a basketball court, and a shade structure. It will not be a lighted facility, so that won't be an issue. He stated that the rest of the elements revolve around creating some trail connections between the existing complex and the arroyo, across the road, and then up and around the dam itself.

Mr. Stone stated that they are trying to refine the cost estimate a little more in that they are trying to define three major elements in the cost estimate. One of them is the dam itself; the second is the recreational facilities; and the third is the arroyo improvements from Broadmoor down to the eastern edge of the Loma Colorado project. They are in the throes of formalizing a concept plan with Pulte Homes, the developer of Loma Colorado, to find out exactly how much money they will have to put into the total project. The goal would be to use the combined funds to get a better project.

Mr. Stoliker stated that staff is asking to have an Executive Committee meeting on August 1, 2005 to allow for Mr. Stone to collect all the information, which takes some time.

In response to a question, Mr. Stone stated that they have not yet discussed putting anything in the bottom of the dam itself. One reason is that the City is looking at a total soccer field complex near the proposed City Centre. He stated that they have discussed various types of dog shows and where there is a potential that it could work for a particular type of dog show event. At the moment, they are looking at going to the eastern edge of the property of Loma Colorado, which is approximately 2,000 feet from the dam itself.

There was general consensus from the Board for approval as to the direction of the project.

2. Action/Acceptance of Master Drainage Management Plan for The Orchards.

Mr. Stoliker stated that this project contains approximately 168 acres in the Town of Bernalillo. It is located east of 528, next to the Venada Arroyo; and north of the City of Rio Rancho open space. It is being developed in multiple phases. Tierra West is requesting acceptance of the Drainage Management Plan. Staff has reviewed the Drainage Management Plan and is asking for acceptance of the plan, subject to the conditions outlined in letters in the Board's packets, subject to approval by the Town of Bernalillo, to allow Mr. Stoliker to sign the construction plans when they are complete and to accept the drainage analysis construction plans for the multiple phases as they come through.

Ms. Sara Levy, of Tierra West, stated that they are the agent for the owner of this property. They are also requesting approval for the Master Drainage Plan for The Orchards subdivision. This project was originally part of the Price's Dairy. There are three different builders looking at the site right now. One builder is concentrating in the northwest portion, another builder is looking at the southwest portion, and Centex Homes is

BOARD OF DIRECTORS REGULAR MEETING

JUNE 17, 2005

taking the rest of the project. The developer will build the infrastructure, which includes the on-site drainage channel, the connections to the Venada Arroyo, and any improvements in the Venada Arroyo, and the first flush water quality system. The builders will be responsible for their individual roads, their utilities, etc. Those will not be built by the master developer.

Ms. Levy stated that the lower portion will be a gated community which will have a trail system within the community. They will also build along the Venada Arroyo a 12 foot maintenance road and joint trail which will have connections into the subdivisions. They will put in a first flush water quality system where SSCAFCA has an existing drainage easement. They will install a weir and a detention pond so the Venada will overflow into the pond and then release back into the Venada and eventually the river.

Mr. John Niski, of Tierra West, stated that there are currently two existing 60" corrugated metal pipes that come across 528 from the old unnamed arroyo. They will intercept those flows and direct them down to the Venada. They will connect an open channel right next to the highway, intercept those flows, and convey them to a box culvert. Part of the subdivision will connect to that box culvert and will take the developed flows. They will also intercept the developed flows from the street and from a portion of Centex's subdivision. The box culvert then opens up into an open channel that will flow through Centex's property to the end and be recaptured into a box culvert where they can control the discharge into the Venada Arroyo. The design includes an energy dissipater with a drop structure. At the end of the Venada, where it enters the City of Rio Rancho open space, they will do another drop structure. The drop structure will serve multiple purposes. One is to protect the elevation of the Venada channel; one will protect the crossing of the sanitary sewer line discussed below; and one is to divert the first flush into the water quality feature. Anything above the first flush will overtop the drop structure and continue down the Venada Arroyo, as it does currently.

Mr. Niski stated that the channels are a combination of hard lined and naturalistic. They are proposing that the bottom portion of the channel, which is ten feet wide, be concrete lined. They will extend the concrete up about a foot to handle all the nuisance flows, as well as the low flows that come down the channel. From that point to the top of the channel will be a landscaped area using a Pyromat material for stabilization. That material is a coarse synthetic material that is laid down in rolls, staked down to the earth, and covered with a layer of soil. They can then landscape on top of this material, as vegetation grows through it easily. The Homeowners' Associations will enter into an agreement with SSCAFCA to take care of the landscaping within their maintenance areas.

Mr. Stoliker stated that he would like public ownership of the property by Bernalillo or SSCAFCA. Tierra West is trying to work it to where the HOA does the O & M on the channels.

BOARD OF DIRECTORS REGULAR MEETING

JUNE 17, 2005

Mr. Niski stated that they are proposing a road which will go all the way down to the eastern boundary. With that, they will provide ramps into the Venada for maintenance. Mr. Stoliker stated that Bernalillo really wants to get a trail in that area to connect to Rio Rancho Bosque Trail. Some of the flow from the upper area and the entire Centex portion will go into two ponds. Those will overflow into the Rio Rancho open space so there is no erosion problem. An easement will be granted to SSCAFCA for the channel.

A motion was made by Mark Conkling to accept the Master Drainage Plan for The Orchards Subdivision, subject to the approval by the Town of Bernalillo and conditions outlined in the June 8, 2005 letter to Tierra West; to authorize the Executive Director to sign the construction plans when completed; and to authorize the Executive Director to accept the drainage analysis in the construction plans for the multiple phases within this development. It was seconded by Steven House and passed unanimously.

3. Action/Acceptance of Sanitary Sewer Crossing of the Venada Arroyo.

Mr. Stoliker stated that Tierra West desires to cross the Venada Arroyo. Ms. Sara Levy stated that there is an off-site sanitary sewer line that takes all the flows from the entire subdivision and goes underneath the Venada Arroyo. They have discussed doing a jack and bore, which might be the easiest way to go under the Venada; or possibly doing an open trench, depending on the time of year that the work is done. They are asking for a sanitary sewer easement for the crossing of the Venada. The crossing is eight feet deep below the lowest point of the Venada Arroyo. One of the functions of the drop structure mentioned above will be to protect that sanitary sewer in case of any head cutting or scour in the Venada itself.

Mr. Stoliker stated that they are also looking for approval to authorize the Executive Director to review and approve an additional sanitary sewer crossing in the Venada Arroyo to serve the northern portion of Price 's Dairy, if it comes in at a later date. Ms. Levy stated that the northern portion of the Price 's Dairy land is planned to be commercial/industrial and not residential. There might possibly be some apartments in that area. They are planning on putting in a crossing of the Venada and would connect into the sanitary sewer being discussed. Mr. Stoliker stated that today they are looking for approval of the sanitary sewer crossing in the bottom, to allow the Executive Director to sign the construction plans, and then to approve the second crossing as it comes in at a later date. Mr. Conkling stated that since the second crossing will be in the future and there is no definitive date, he would like that brought back to the Board at that time. Mr. Stoliker stated in that case that they are asking for approval of the lower sewer crossing and the ability for him to sign the construction plans when they come in, for that crossing only.

A motion was made by Steven House to accept the lower sewer crossing and to authorize the Executive Director to sign the construction plans when they come in, for the lower crossing only. It was seconded by Mark Conkling and passed unanimously.

Mr. Conkling asked if there had been any indication of any archaeological find. Mr. Jeff Jesionowski, of Intrepid Development, stated that there are two archaeological sites on the property. It has been documented as a site where Coronado spent the winters of 1540 and 1541; and another site of the original Santiago Pueblo. The sites have been surveyed and have taken great care during construction to fence them off and not disturb them. He and his partner actually bought the sites from Price's Dairy and donated them to the Archaeological Conservancy, which is a 501-C-3 organization, specifically formed to preserve archaeological sites. They want to preserve the sites as much as they can.

Mr. Jesionowski stated that the Coronado site has been explored quite heavily. When 528 was put in, they cut out a piece of the land and found the site. The pueblo area is still intact and a lot of it hasn't been explored or excavated.

Mr. Yarbrough stated that he would like to change the agenda at this point in order to cover the Chairman's Report and Rudy Tenorio since there are no others waiting to have their project covered.

CHAIRMAN'S REPORT.

1. Action/Discussion of Issue With Venada Arroyo and Adjacent Land Owned by Rudy Tenorio.

Mr. Richard Costales stated that he represents Rudy Tenorio, who owns property adjacent to the Venada Arroyo. They are here to request that SSCAFCA Quitclaim back to Mr. Rudy Tenorio the property that SSCAFCA no longer needs for the Venada Arroyo. He stated that Mr. Tenorio's grandfather deeded an easement to AMREP for 130 feet for drainage of the Venada. When AMREP decided to widen the arroyo to take care of Enchanted Hills to 170 feet, they purchased an additional 40 feet from Mr. Tenorio. The additional 40 feet was paid for by AMREP. When the arroyo was built, there was an error in the survey and the arroyo was built, as you go south, it veered to the right. In order to correct that, Mr. Tenorio was asked by AMREP to deed an additional acre, plus or minus, on the south. He was never paid for that property. AMREP was supposed to quitclaim the same portion on the other side to Mr. Tenorio. AMREP never deeded it back to Mr. Tenorio. AMREP then deeded the entire property to SSCAFCA, and failed to deed the property back to Mr. Tenorio first. Mr. Tenorio is asking that SSCAFCA deed the property that is no longer needed back to him.

Mr. Metzgar stated that there have been quite a number of meetings on this matter. The problem that SSCAFCA has in deeding any kind of property back is that SSCAFCA owns the property right now and it would violate the anti-donation clause by deeding the property to someone with no consideration. SSCAFCA can always correct an error, but he is not sure that this property is not needed for the arroyo and that he is sure that it was not

BOARD OF DIRECTORS REGULAR MEETING

JUNE 17, 2005

an error by SSCAFCA that gave SSCAFCA the property. If AMREP had deeded back that property to Mr. Tenorio when they got the additional property on the southern part, that portion of the property would not have come to SSCAFCA.

Mr. Stoliker stated that with the construction of the channel improvements, the LEE line is contained within that channel. As part of Santiago coming in, they are going to remove the flood plain from their side. When Mr. Tenorio 's side is developed, they will be asked to remove the flood plain from that side. Mr. Rudy stated that he is concerned mostly with possible erosion and movement of the channel.

Mr. Costales stated that Mr. Tenorio was paid for an additional 40 feet by AMREP; however, when the error was discovered, AMREP made a quitclaim deed for Mr. Tenorio to dedicate the additional amount and he was never paid for it. Mr. Tenorio was going to sell the 170 feet, which was all that was required for the arroyo, but now SSCAFCA has 210 feet. This transaction occurred in 1998. He stated that if Mr. Castillo from AMREP were here, that he would verify that it was an error. Mr. Stoliker stated that he would like to hear from Mr. Castillo.

Mr. Yarbrough stated that in this paper trail, any of the property SSCAFCA has was paid for. Mr. Metzgar stated that when AMREP deeded SSCAFCA the pink portion, AMREP took a tax write off on that property. SSCAFCA owns that property right now and he doesn't know how SSCAFCA can quitclaim a portion of that property away without consideration. If a mistake was made, the mistake was made between AMREP and Mr. Tenorio. Mr. Conkling stated that AMREP has been deeding acres of arroyo land to SSCAFCA and he asked if SSCAFCA could trade back to AMREP this portion in one of those transactions. Mr. Metzgar stated that if anything like that was to be done, SSCAFCA would have to make sure that any trade, depending on its value, would have to be approved by at least DFA and possibly the Board of Finance.

Mr. Mike Castillo, of AMREP, arrived at the meeting and stated that there was an error in the surveying that included several surveyors. When the channel was actually built, they found that the channel had shifted and the alignment was changed to meet that, never correcting the fact that there was some land on the north side that didn't go back to the original owner.

Mr. Yarbrough stated that Mr. Tenorio is contending that a portion of that property was never paid for. Mr. Castillo stated that the real question is what was necessary. What was necessary and what they thought they were buying was the 170 feet. AMREP paid for the 170 feet. When they came in and re-surveyed the channel since it was further south than they thought, they corrected the right-of-way and made it the right width, but never vacated the other property. They paid for the south side, but never gave back the north side. Mr. Costales stated that Mr. Tenorio dedicated the 130 feet and then sold the 40 feet to AMREP. Mr. Castillo stated that AMREP bought as much right-of-way that was

BOARD OF DIRECTORS REGULAR MEETING

JUNE 17, 2005

required. It turns out that the channel was shifted from the center line; so sufficient right-of-way was paid for, but the property was never given back. AMREP deeded the property to SSCAFCA in good faith.

Mr. Conkling stated that it seems like the best way to fix the problem is to make a trade with AMREP. Mr. Yarbrough stated that Mr. Stoliker has indicated a desire to retain the property if at all possible. Mr. Stoliker stated that if SSCAFCA had never gotten that property from AMREP, he would have been satisfied with the original amount. When that came in, it was supposed to be part of a sewer line and SSCAFCA was talking to the Town about expanding its berms. The berms right now are very steep and can't be mowed. There could be a use for the property in question to expand the berms and allow for them to be mowed.

Mr. Castillo stated that there is some property that was not paid for. AMREP anticipated buying the right-of-way for drainage, not buying additional right-of-way for sewer lines. The problem was that when the mistake was finally discovered and the alignment was shifted, AMREP never gave back the north side and nobody realized it at the time. He stated that AMREP would like to do the right thing and SSCAFCA would like to do the right thing and he understands SSCAFCA's problem with regard to the anti-donation clause and DFA. AMREP's donation program is continuing and he asked if it was possible that credit on the next donation be made. Mr. Metzgar stated that the values would have to be determined on the property that would be traded to SSCAFCA and then SSCAFCA could trade it back to AMREP and then AMREP could make the correction to Mr. Tenorio. The trade can be done, but it would take approval, either by DFA or Board of Finance, depending on the values. DFA can approve up to \$25,000.00 or \$30,000.00. Above that, Board of Finance would have to get involved.

Mr. Yarbrough asked if the property was absolutely necessary for Mr. Tenorio's subdivision. He asked if Mr. Tenorio would be satisfied if he were paid for the property. Mr. Tenorio stated that he would like to have it back since he never got paid for it. Mr. Yarbrough stated that SSCAFCA owns that property, but he was wondering if there was some way to negotiate a settlement without transferring the property back to Mr. Tenorio.

Mr. Rudy stated that this is a matter between AMREP and Mr. Tenorio and, at this point, trying to go back and do land trade deals to correct what appears to be a dollar issue at this point is out of SSCAFCA's hands. He would prefer that SSCAFCA not get involved in the issue. Mr. Castillo stated that he disagrees. SSCAFCA ended up with land that should not have been SSCAFCA's. As a result, it's easy to say it's not SSCAFCA's problem, but SSCAFCA should not retain the land that was never intended for it. Mr. Rudy stated that SSCAFCA did not make the mistake and he does not see how SSCAFCA can correct it. He is concerned about setting precedent which could come back to haunt SSCAFCA in the future.

BOARD OF DIRECTORS REGULAR MEETING

JUNE 17, 2005

Mr. Costales stated that the arroyo was built in 1997 or 1998 and he was involved in the construction of the arroyo. He was there when Mr. Tenorio placed the fence and he made sure the fence was placed where the surveyor placed the points. Mr. Stoliker stated that SCAFCA got the land in question with the donation in exchange from SCAFCA for the Unser Dam Site. AMREP claimed donation for that and got money for that, through a tax write off. SCAFCA is in the process of preparing a summary replat when this issue was discovered and held off on that because SCAFCA wanted to get this issue squared up before they go through with the summary replat. Right now, SCAFCA is ready to final the summary replat. SCAFCA could use the property by extending the berm out. The Town could use it for putting in a sewer line.

Mr. Conkling stated that AMREP is providing hundreds of acres of arroyo bottom in concert with the Millennium Park plan. Looking at the big picture, SCAFCA should do the right thing and help correct a mistake. Mr. Yarbrough stated that Mr. Tenorio does not need the land and that Mr. Stoliker would like to retain the land for various reasons. Mr. Tenorio can be made whole by being paid for the property. Mr. Rudy stated that it appears that the cost of fixing the situation by doing land transfers, etc. is significantly higher than the property is worth.

A motion was made by Steven House to have SCAFCA 's attorney and staff work with AMREP on how to trade some arroyo bottom somewhere for the property and be done with it. It was seconded by Mark Conkling. The motion passed 3-1.

Mr. Castillo stated that it seems a simple matter to him in AMREP 's next donation that AMREP donates a parcel of land that is not involved with any tax ramifications. AMREP will donate an acre of arroyo land in another area subject to approvals by AMREP 's attorney. It appears that this can work for everyone involved. If there is a technical problem with this solution, he would like to be able to come back to the Board.

Mr. Metzgar stated that AMREP has stated that it would donate the property to equal the amount that SCAFCA would give back to Mr. Tenorio. It will actually not be a donation. It will have to be a trade by AMREP. SCAFCA owns that property now and the only way it gets consideration is in a trade of property for equal value. AMREP could not then take a donation deduction for that because it 's getting back other property. Mr. Conkling stated that some of those arroyos where there are lots that have been cut by the arroyo, SCAFCA might need as a 'pocket pond' or 'neighborhood pond.' That pond site could be a lot that AMREP could trade to SCAFCA for this property. Mr. Yarbrough stated that he had envisioned that AMREP would give Mr. Tenorio a usable piece of ground in lieu of money and SCAFCA would stay completely out of the picture. Mr. Conkling stated that part of the purpose of the trade would be that it would enhance SCAFCA 's ability to control drainage, such as these neighborhood ponds.

EXECUTIVE DIRECTOR ' S REPORT (continued).

4. Action/Acceptance of Request from City of Rio Rancho to Restrict Operation of Off-Highway Motor Vehicles to Arroyos Owned by SSCAFCA.

Mr. Stoliker stated that David Griffith, Patrol Lieutenant of the Rio Rancho police Department, is asking that SSCAFCA deny off road vehicles on its property so that they can enforce their ordinance. SSCAFCA has prepared a letter which shows which people are authorized to be on the properties. SSCAFCA would like to restrict motorized vehicles from its property. It is good for control of erosion, vegetation, and the whole system.

A motion was made by Donald Rudy to approve the request as presented. It was seconded by Mark Conkling.

Mr. House asked how this fit in with SSCAFCA ' s vision of recreation in the arroyo bottoms. His understanding of why SSCAFCA wants to do this is to keep people from dumping trash in the arroyos. Mr. Rudy stated that it is also to keep people from tearing up the environment. Mr. Stoliker stated that motorbikes cause a tremendous amount of erosion and vegetation destruction in the arroyo system. SSCAFCA is trying to fence off its properties to keep motorized vehicles out. Certain areas can be designated through its quality of life program to have motorized vehicles. Mr. Stoliker stated that SSCAFCA has to be very careful about what it allows and what it doesn ' t allow. SSCAFCA ' s number one complaint is graffiti, and its number two complaint is motorcycles in the arroyos. Mr. Stoliker stated that it is also a liability issue that SSCAFCA is concerned about. He feels that maybe this should be tabled at this time for further review and possibly look at it with the Quality of Life Flood Control Planning effort.

Mr. Metzgar stated that Mr. Stoliker ' s suggestion to table this matter is a good idea because discussion should be with the City Parks and Recreation Department prior to SSCAFCA going in there and doing something now. SSCAFCA should discuss this issue with the City to find out which areas should be designated as a non-motor vehicle areas.

A motion was made by Steve House to table this matter. It was seconded by Mark Conkling and passed unanimously.

5. Action/Acceptance of SSCAFCA Infrastructure Capital Improvement Program.

Mr. Stoliker stated that staff is asking that the Board table this matter. SSCAFCA annually presents a Capital Improvement Program to the State. The State has not provided the forms or the direction for SSCAFCA to be able to do this at this time.

BOARD OF DIRECTORS REGULAR MEETING

JUNE 17, 2005

A motion was made by Donald Rudy to table this matter. It was seconded by Mark Conkling and passed unanimously.

6. Action/Acceptance of Purchase of Pick-Up Truck for Operations and Maintenance.

Mr. Stoliker stated that staff has worked out its issues on the engine size of the pick up and they are looking for approval of the purchase today. This vehicle will replace the Bronco. The Bronco will be sold at public auction.

A motion was made by Steve House to approve the purchase of a pick up truck. It was seconded by Donald Rudy and passed unanimously.

7. Action/Acceptance of Intergovernmental Agreement with Sandoval County.

Mr. Stoliker stated that this agreement is between SSCAFCA and Sandoval County for its insurance. The agreement was initially signed four or five years ago and has worked very well. Mr. Metzgar has reviewed the revised agreement and is now ready for the Chairman to sign. This will need to be done on an annual basis from now on.

A motion was made by Donald Rudy to approve the Intergovernmental Agreement as discussed. It was seconded by Steve House and passed unanimously.

CONSENT AGENDA.

1. Action/Approval of the Minutes of April 29, 2005.

A motion was made by Donald Rudy to approve the minutes of the April 29, 2005 regular Board Meeting as presented. It was seconded by Steven House and passed unanimously.

2. Action/Approval of the Minutes of May 20, 2005.

A motion was made by Donald Rudy to approve the minutes of the May 20, 2005 regular Board Meeting as presented. It was seconded by Steven House and passed unanimously.

RECOGNITION/ACKNOWLEDGMENT OF THE TREASURER ' S REPORT FOR MAY 31, 2005.

Mark Conkling presented the Treasurer ' s Report for May 31, 2005. There were no questions on the report.

BOARD OF DIRECTORS ' COMMENTS.

None.

ATTORNEY ' S REPORT.

Mr. Metzgar stated that they are continuing to work on the Jack Westman and Dr. Gross property sales. A second amendment with Tierra de Corrales has been signed and it has to be sent to DFA staff to make sure that it is acceptable to them. It does not have to go back to the Board of Finance. The Dr. Gross sale was also approved by the Board of Finance and Dr. Gross has recently sent another \$50,000.00 on the purchase price and asked that the title company hold that money to be applied to the purchase price. He has stated that he will have his additional financing within 30 to 40 days.

PUBLIC FORUM.

Mr. Stoliker stated that SSCAFCA has a contract with an auditor that is less than \$10,000.00. He will have Mr. Metzgar review it, but he wanted to make sure it was okay with the Board for him to go ahead and sign it. There was general consensus approving Mr. Stoliker to sign the contract.

Mr. Stoliker stated that he met with Mr. Mares this past week and Mr. Mares is adamant that he wants to pursue the matter he has previously brought to the Board. In addition, he has gotten the City behind him and the City wants SSCAFCA to approve the matter requested by Mr. Mares. It looks like the City is going to pass a resolution asking SSCAFCA to support Mr. Mares. Mr. Mares has been informed of all of the hurdles that he must go through. He has been told that if he wants to pursue the matter that he must bring something to the Board to review. That might happen with the next few months. Mr. Mares' project could cost SSCAFCA nothing and it may get a detention facility in the Lomitas Negras at the entrance to the Dulcelina Curtis Channel, a water quality feature, a facility that will be very low maintenance and possibly some additional acreage in some other spots to build some dams.

FOR BOARD INFORMATION,

Mr. Stoliker stated that the following was for Board information only and/or contained in the Board ' s packets:

1. June 6, 2005 - Kelsey Long, our summer youth worker, joined our staff for eight weeks.
2. May 22, 2005 Newspaper article titled ' 'High Court Considers Eminent Domain Case. ' '

BOARD OF DIRECTORS REGULAR MEETING

JUNE 17, 2005

3. On May 26, 2005, David signed the application for permit to install utility facilities within public right of way for The Orchards (note: may not be needed).
 4. The Unit 20 Joiner pipeline fencing project is in progress.
 5. FEMA submittal for the Unit 20 Joiner pipeline was transmitted by Huitt-Zollars to the City of Rio Rancho's Floodplain Administrator on June 2, 2005. The Corps of Engineers is concerned about the timeliness of the submittal. Per letter dated May 14, 2003, from the Corps to Huitt-Zollars, the completion date for this project in its entirety was April 30, 2005.
 6. The following infrastructure plans were signed by the Executive Director:
 - a. Cabazon-Rancho Oro & Rancho Plata, Phase 2; the Executive Engineer signed the construction plans on May 11, 2005;
 - b. Cabazon-Corazon Subdivision; the Executive Director signed the construction plans on May 17, 2005;
 - c. Los Pinons Subdivision; the Executive Engineer signed the construction plans on May 24, 2005;
 - d. Los Pinons Subdivision Offsite Improvements; the Executive Engineer signed the construction plans on May 24, 2005;
 - e. Northern Meadows Unit 12; the Executive Engineer signed the construction plans on May 24, 2005;
 - f. Northern Meadows Offsite Phase I; the Executive Engineer signed the construction plans on May 24, 2005.
- The Following Developments/Drainage plans were received for review and comments provided to the consultant:
- a. Arrowhead East, proposed subdivision located east of NM 528 and south of the Montoyas Arroyo comprising approximately 92 acres of which 20 acres is mixed use and 72 acres of residential use with 225 dwelling units, approximate discharge of 135 cfs. Comments were provided to the engineer on May 25, 2005.
7. May 23, 2005 letter to Lawrence Rael appointing Steve House as the Flood Control Authority's representative for MRCOG's Executive Board meetings.
 8. June 8, 2005 correspondence with PNM regarding a utility crossing of the Encantado Channel.
 9. Sportsplex Dam presentation materials to Parks & Recreation Commission.
 10. ROW Summary.

BOARD OF DIRECTORS REGULAR MEETING

JUNE 17, 2005


Mr. Stoliker stated that Laura Davis has prepared this summary and will do so periodically to show the Board what has happened on right-of-way. Laura stated that The Pinnacle Group and TBE have signed on to do right-of-way negotiations. Currently, the appraisals are in for the lots at the bottom of the first page. The title work is in the process but has not yet been completed. The appraisals on the Lisbon Dam are being worked on right now and might be ready by the end of this month or the middle of next month. The appraisals and the title work must be completed before SSCAFCA can start the negotiation process. Negotiations can take between three and six months.

OTHER BUSINESS.


None.

ADJOURNMENT.

A motion was made by Dub Yarbrough to adjourn the meeting. It was seconded by Mark Conkling and passed unanimously. The meeting was adjourned at 10:53 a.m.


WM. C. YARBROUGH
Chairman

JOHN CHANEY
Secretary

DATE APPROVED:  for J. CHANEY

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