

**SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY  
(SSCAFCA)  
MINUTES OF APRIL 21, 2006  
BOARD OF DIRECTORS REGULAR MEETING**

**CALL TO ORDER.**

The regular meeting of the SSCAFCA Board of Directors was called to order by John Chaney, Chairman, at 9:05 a.m.

**ROLL CALL OF DIRECTORS.**

Directors in attendance were John Chaney, Mark Conkling (arrived at 9:15 a.m.), Steve House, Donald Rudy and Dub Yarbrough. David Stoliker, Executive Director, Bernard Metzgar, SSCAFCA's attorney, Staff and members of the public were also present.

**PLEDGE OF ALLEGIANCE.**

The Board was led in the Pledge of Allegiance by John Chaney.

**APPROVAL OF AGENDA.**

A motion was made by Steve House to approve the final agenda as presented. It was seconded by Donald Rudy and passed unanimously.

**ANNOUNCEMENTS.**

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

**EXECUTIVE DIRECTOR'S REPORT.**

1. **Action/Acceptance of Vacation of Public Drainage Easement in Cabezon Development.**

Mr. Stoliker stated that Bo Johnson, of Curb, Inc., is asking for a vacation of the easement in Cabezon. Mr. Johnson is in the process of trying to sell some of the property and needs to vacate it so that it can be sold. Originally, SSCAFCA had a bulk easement over the entire drainage parcel. SSCAFCA had agreed that once Curb got the infrastructure complete, that SSCAFCA would be able to release the easement and Curb would give SSCAFCA its operation and maintenance easement.

Mr. Bo Johnson, of Curb, Inc., stated that SSCAFCA had a LEE line easement on the arroyos in question on the Cabezon project. In their mapping and platting actions, Cabezon needs to have it released because it encumbers some of the adjacent lands. The channel from north to south is 99% done and the hard lining of the concrete mitigates and reduces the need for the LEE line easement. Their customers have commented on it and have respectfully requested that SSCAFCA remove the easement and confine the easement to the tract that is the Cabezon Black Arroyo Tract, 150 feet wide, with the concrete channel. They would like it removed from north to south because it encumbers all of the tracts that are adjacent to the channel. The improvements are basically finished except for punch list items. Mr. Johnson stated that the easement is being shrunk into the easements that are being provided for, which is the channel in the separate parcels. The easement stays for the channel.

Mr. Stoliker stated that Cabezon has made the improvements that it needed to in order to let that easement be released. There are still outstanding items to be completed by the development. These items are the water quality in Black Dam, landscaping the channel, some construction in and around the channel and the final punch list once it is developed. The channel is essentially complete and will protect the public and the property up to its designated event level. Mr. Metzgar stated that the vacation of this easement is in accordance with previous agreements with Cabezon. Mr. Stoliker stated that staff is looking for approval contingent upon staff's and Mr. Metzgar's final review of the document, including a meeting with the engineers to make sure all the language is correct. There are only a couple of technical reviews that need to occur, and these reviews will be done on Monday.

A motion was made by Steve House to vacate the LEE line drainage easement in Cabezon as requested. It was seconded by Donald Rudy and passed unanimously.

## 2. Action/Acceptance of Golf Course Road Drainage System Analysis.

Mr. Stoliker stated that, in order to support this project, the engineers went back and looked at the drainage along Golf Course Road. Part of it is the meshing of the drainage that is coming off of Golf Course Road with what is happening on Cabezon, which is where the drainage needs to go. Mario Juarez, with Wilson & Co., has looked at it and has a couple of changes.

Mario Juarez, of Wilson & Co., stated that Dan Aguirre is the lead design engineer but he was unable to be here due to jury duty. He stated that the original Golf Course report was done several years back as part of the Golf Course Road improvements. The road goes from Southern to the county line. That original drainage report looked at the BWLMP criteria, which set the base and boundaries and the land treatments and all hydrology information. The report made one key assumption, and that was on the Golf Course drainage report that they would have historic discharge from the properties on the west end of Golf Course. They had to detain a little flow on the properties to keep it at historic. That system was designed on the 100 year event with historic discharge and accommodating all of the roadway right-of-way flow. There was also a stipulation in the report that if the assumptions deviated from that, that the system would have to be re-looked at if they wanted to increase the discharge.

Mr. Juarez stated that the tracts along the east end of Cabezon, west of Golf Course, are presently being rough graded. They have re-visited the existing site conditions and have identified an important basin boundary that changes the hydrology. The original report looked at the fronting properties discharging at about 2/3 toward Golf Course; today, they are proposing the entire lot discharging into Golf Course at 100%, which adds more water into the system. That assumption overloads the existing storm drain. They propose to divert flows at two locations away from the existing system into the East Branch channel so that the existing storm drain along Golf Course continues to function and be safe. The first diversion would be at Chianti at 58 cfs. This gives SSCAFCA a couple hundred feet of storm drain pipe that is essentially dry, or could be tied into at a later point. This would not create issues with construction onto Golf Course. The second diversion point would be at West Side Boulevard with 243 cfs in the pipe at that point, plus 35 cfs more or less bypass flows.

Mr. Juarez stated that this idea won't affect the flows into the water quality structure. When they looked at the reaches of the channel, they assumed the flows would all come upstream. This is important to note because of the Chianti diversion. There are no capacity issues on the channel. All of the volumetric flows are accommodated and will not affect the Black Dam. The water quality

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facility is at the farthest downstream point, so everything would have gotten there anyway. Mr. Stoliker stated that it is going to be piped into the water quality facility. Mr. Stoliker stated that Curb was not required to take all the flow into this facility, but it has redesigned everything to take fully developed flows so that the commercial developments don't have to pond on-site.

Mr. Conkling stated that, with regard to Mr. Stoliker's comment that these types of issues should not come before the Board in the future, he would like to get a consensus on whether the Board wants to hear these types of issues. Mr. Rudy stated that he thinks it would be a good idea to have a technical review committee to do these reviews so that when things do come to the Executive Committee or to the Board as a whole, that there has been some expert review of these issues ahead of time. He does, however, believe that the Board should see these items and that the decisions should not be made away from the Board. Staff will look at our process and, if needed, develop recommendations to be brought back to the Board.

Mr. Juarez stated that the channel, from its northernmost point all the way down to about 100 feet south of the county line, is reinforced shotcrete, seven to eight inches thick. The areas right and left of the channel are open space amenities. The system that will carry the diversion itself is a reinforced concrete pipe that will go under the road. Mr. Yarbrough stated that from the top of the development up to Southern Boulevard is only partially developed.

A motion was made by Dub Yarbrough to accept the Golf Course Road Drainage System report as presented. It was seconded by Steve House and passed unanimously.

3. Action/Acceptance of SSCAFCA/City of Rio Rancho commitment on the Black Arroyo West Branch Tributary at Unser and 19th Avenue.

Mr. Stoliker stated that the State Engineer has stated that there is a potential mode of failure that can occur by water collecting on the upstream side of this roadway. The State Engineer has asked if it was possible to get a letter of commitment from SSCAFCA to have it put into a box culvert and buried. If that happens, the State Engineer will be okay with not calling it a dam. SSCAFCA wrote this draft letter and sent it to Mr. Curtis of the City of Rio Rancho. Mr. Curtis wrote back saying, "David, letter looks good. 'The City has entered negotiations for the completion of the proposed CBC extension.' If this helps any, it should be done in 12 to 24 months." He stated that staff is asking for the Board to commit, along with the City of Rio Rancho, to build this facility in the future. The State Engineer asked for a commitment to construct this facility within the next three to five years, with a possible extension beyond that of another three to five years. The cost of the improvement will be approximately \$1 million.

Mr. Stoliker stated that there is the possibility that this facility would be part of a bigger development around it that may resolve this issue. Also, Mr. Johnson will be building part of West Side, so that roadway will be done and it will have box culverts in it, which will make a great commercial development on that corner. It is estimated that the cost of the box is approximately equal to the cost of the land. The City is working on having a developer construct these improvements in exchange for the land.

Mr. Clint Dodge stated that if Unser Boulevard is to be made into a dam, SSCAFCA would have to demonstrate technically that, if the roadway failed, it would not increase the flooding

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downstream; or SSCAFCA would have to reinforce the roadway to become an emergency spillway, which is probably cost prohibitive because of the flow.

Mr. Stoliker stated that this would be a joint venture between SSCAFCA and the City of Rio Rancho to absorb the cost. The one acre lot is owned by the City and SSCAFCA owns the property. The property was taken out of the Cabezon development. Mr. Metzgar stated that, with any kind of fund commitment from a public agency, it commits funds for a future Board. DFA does not like it when this is done and has not allowed this kind of commitment of funds for a future Board. It could be worded that SSCAFCA knows that it will be a required facility in the future and that the City and SSCAFCA will agree to take care of the problem when it becomes necessary. This would not commit funds.

Mr. Stoliker stated that this facility will also benefit future private interests in the area. Mr. Chaney stated that he would like to hear some sort of discussion about developer participation in the cost of the facility. Mr. Stoliker stated that the City of Rio Rancho is working with a private developer on this project. He understands that the City would give the property to the developer and the developer will build the improvements. He doesn't know what other negotiations are going on. Mr. Metzgar stated that he would not like the Board to make a decision today, but to send it to the Executive Committee for review and recommendation to the Board.

A motion was made by Donald Rudy to table this matter and refer it to the Executive Committee for review. It was seconded by Mark Conkling and passed unanimously.

#### **4. Discussion of Proposed Terrain & Storm Water Ordinance Revisions for the Village of Corrales.**

Mr. Stoliker stated that enclosed in the Board's packet are a set of ordinances that the Village of Corrales is adopting. They are provided for the Board's review. He referred the Board to page 7 of 7 which speaks about fencing of detention ponds over 18 inches. The next page, 8 of 8, talks about activities permitted in this section (F) may also require notification or permitting by other agencies, including but not limited to approval from SSCAFCA. He likes that the Village has mentioned SSCAFCA. He also pointed out, on page 11 of 11, under Minimum Standards, where it says, "all water generated on a lot must be contained on-site." Mr. Foglesong stated that the Village has also written into the policy long term maintenance of five years that must be bonded. The developer must bond maintenance of the drainage facilities for five years, which is interesting to him.

Mr. Stoliker stated that he doesn't know how these came about but he thinks the Village is trying to improve its standards. Mr. Yarbrough stated that he's dubious about policies and feels that the Village is trying to rope SSCAFCA into designing, building and maintaining these facilities. Mr. Stoliker stated that these ordinances do not obligate SSCAFCA in any way. He doesn't see anything that specifically exempts SSCAFCA, but neither does he see anything that would specifically hurt SSCAFCA.

Mr. Metzgar stated that Corrales has had on-site ponding forever, they just don't enforce it. He stated that the Village will require the on-site pond on the paperwork, but there is no follow up. The problem with on-site ponding is enforcement.

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### **5. Discussion of Draft LEE Policy.**

Mr. Stoliker stated that in the Pulte area there is a development that has the arroyo going through it and there is a person, Mr. Peter Johnson, who owns a piece of property that is partially in the LEE line. Mr. Metzgar is representing the City of Rio Rancho on the acquisition of this property. SSCAFCA had previously agreed that this representation is fine. Mr. Johnson is calling staff and asking what the LEE line means to him with regard to a platted lot that is being condemned by the City of Rio Rancho. Staff wrote a draft policy to try to explain some of the information. The question is what SSCAFCA staff should tell property owners with respect to residential property on a platted lot.

Mr. Stoliker stated that the draft policy states, in part, "Now, therefore, be it resolved that the Board of Directors of SSCAFCA does hereby adopt the following amendment to its drainage policy to address single family residential construction within the LEE for antiquated platting in Rio Rancho Estates. Single family residential construction within the LEE for antiquated platted lots in Rio Rancho Estates will be allowed if documents prepared by the owner are in accordance with SSCAFCA's Drainage Policy and have been submitted to SSCAFCA's designee (City of Rio Rancho), and the landowner dedicates or grants to the public body or the Authority without compensation the right-of-way sufficient to pass a design run-off as defined in SSCAFCA's Drainage Policy." This means that the arroyo itself will be able to pass its floodway through that area, which is required by law. FEMA regulates this and it has nothing to do with SSCAFCA's LEE line. SSCAFCA's LEE line deals with erosion and the ability of the arroyo to move.

Mr. Stoliker stated that the policy further states, "all habitable buildings are elevated a minimum of one foot above the maximum water surface elevation from the adjacent design run-off for the 100 year flood plain." The flood plain is another FEMA requirement. He went on to state that "the owner of the property assumes in writing during the building/permitting process by SSCAFCA's designee all liability for flood and/or erosion damage on their property that may occur from flows up to and including the design run-off." This means that the property owner understands that they will not be protected. They can build within the LEE line, but they just can't build within the floodway and they assume responsibility and liability. Mr. Stoliker stated that SSCAFCA doesn't have a way to prevent people from building in the LEE line on an existing platted lot.

Mr. Stoliker stated that this policy does not address commercial, nor does it address industrial or new subdivisions. He stated that the Executive Committee has suggested looking at these policies also, and bring everything back as a comprehensive review of SSCAFCA's Drainage Policy.

Mr. Chaney stated that the discussion was whether or not this policy really does protect the public or whether SSCAFCA is allowing individual lot owners to be put in harm's way. There was also a discussion about condemnation as a solution. Mr. Yarbrough asked what would happen if the FEMA line coincides with SSCAFCA's LEE line. Mr. Stoliker stated that the FEMA flood plain is a legal requirement that people must address. People can build in a flood plain by elevating the structure out of the flood plain. FEMA has it set up that the public pays insurance to build in the flood plain. FEMA does prevent the public from being in a flood way.

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Mr. Conkling stated that the policy addresses the definition of a LEE line that is defined by a presumption of full development of all the lots upstream from each lot. He stated that a more overarching policy associated with defining what the LEE is would remove some of the downstream subsequent concerns about these policies. Mr. Chaney stated that the Executive Committee decided that SSCAFCA needed to address wider policy issues before something is passed that is definitive to this policy.

Mr. Rudy stated that the definition of a LEE line is the edge of where there is a significant probability that erosion will move the channel. If that is true, then the flood way could move over to the edge of the LEE line, otherwise the LEE line has been defined wrong. But SSCAFCA is allowing a person to put a house in a location which could become the flood way. SSCAFCA has not only a political problem, but there is also a technical and legal problem with this matter.

Mr. Stoliker stated that FEMA actually goes through and maps an area identifying the flood way for that area. Mr. Conkling stated that the LEE line is that area in a flood plain that requires improvements by a developer in order to be able to have a development occur. Mr. Stoliker stated that the Corps of Engineers has said that they are considering not allowing development in the LEE line because of SSCAFCA's policy. There is a LEE line upstream of the Sportsplex Dam and Pulte may not be able to stabilize the bank and allow more land to be available for development based on SSCAFCA's LEE line policy if the Corps of Engineers' policy is put in place.

Mr. Conkling asked how quickly SSCAFCA could get a study done that would show the LEE line configuration if SSCAFCA based its development assumption on a 20 year Horizon for the immediately critical areas. Mr. Clint Dodge stated that a sample could be done in 30 days which would give SSCAFCA an idea of the impact. Mr. Conkling recommended that the Board get more data on what would happen to its LEE lines if SSCAFCA redefined what makes them what they are. Mr. Chaney stated that his question is then what comes after the 20 years and what the impact on the public might be in the next 20 years. Mr. Conkling stated that he would like to look at 20 years out to see what it will be and plan for that since it can always be changed if some dramatic development change occurs, but at least SSCAFCA would be fair to what's true now. Right now, SSCAFCA is planning for not only the worst possible case, but the worst conceivable case. He would rather spend money based on what is likely rather than what is imaginable.

Mr. Rudy stated that there are two intermeshed issues, one having to do with the assumption of full development and the other having to do with a time scale. He sees a certain amount of incompatibility between those two. He would like to separate the two issues of the time scale and the assumption of full development. He thinks that SSCAFCA already has the ability to do something about the full development assumption. Mr. Chaney stated that the Executive Committee recommended that staff come back within 60 days with some sort of comprehensive proposal to re-look at SSCAFCA's standards. Mr. Conkling stated that policy makers often make assumptions like a Horizon and then, in five years, re-examine the Horizon and adjust their policies to match what is true; but they don't start with forever as the first assumption.

Mr. Conkling stated that SSCAFCA has been going around for years trying to get some definitions for its policies, i.e., LEE lines and cfs flows for starters. SSCAFCA has made no headway because it ends up in more and more discussion.

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Mr. Stoliker was asked to look at performing a comprehensive review of the drainage policy and to bring a proposal to the Board for review. Then, if the Board can't come to an agreement in a Board meeting, then a retreat might be in order.

### **6. Discussion of Disposition of Thank You Gifts from Office Depot.**

Mr. Stoliker stated SSCAFCA spends a significant amount of money on office supplies annually. Fortunately, Laura Davis and Erica Baca are great shoppers and they save SSCAFCA a lot of money. Recently, they have started getting thank you gifts from Office Depot when large purchases are made. The last thing that SSCAFCA got was a DVD player. If it's under \$25.00, staff never worried about it; but the DVD player is over that. SSCAFCA is scheduled to have a READS breakfast shortly and Laura and Erica have asked that the Board allow them to give the DVD player away as a free gift to the READS monitors. Mr. Baird stated that the auditors have indicated that anything over \$25.00 is beginning to raise questions about private individuals benefiting from activity of a public agency.

It was the consensus of the Board to give the DVD player away at the READS breakfast as a door prize. It was also the consensus of the Board that staff asks that the Office Depot give some sort of discount to SSCAFCA rather than the gifts.

### **7. Action/Acceptance of Contract Renewal for TBE Group and Pinnacle for ROW Acquisition/Negotiation Services.**

Mr. Stoliker stated that there are no changes in the contracts for TBE Group and Pinnacle for right-of-way acquisition/negotiation services, but that the contracts are up for standard renewal.

A motion was made by Mark Conkling to approve the contracts for TBE Group and Pinnacle as presented. It was seconded by Steve House and passed unanimously.

## **SECRETARY'S REPORT.**

### **1. Action/Approval of the Minutes of March 17, 2006.**

A motion was made by Mark Conkling to approve the minutes of the March 17, 2006 meeting as presented. It was seconded by Donald Rudy and passed unanimously.

## **TREASURER'S REPORT.**

### **1. Recognition/Acknowledgment of the Treasurer's Report for March 31, 2006.**

Mr. Rudy stated that the Treasurer's Report is ready for review by the Board. There were no questions on the report and it was accepted by the Board.

### **2. Action/Acceptance of Preliminary FY07 Budget.**

Mr. Rudy stated that SSCAFCA's financial report is ready to go to the State. He has gone over it twice and he has not found anything that concerns him.

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A motion was made by Donald Rudy that SSCAFCA accept the Preliminary FY07 Budget so that it can be forwarded to the State for approval. It was seconded by Steven House and passed unanimously.

Mr. Stoliker stated that there needed to be some discussion on the budget because they had a Personnel Committee meeting on personnel budget items. The meeting concluded with a 3-1 vote to accept what the Budget Committee recommended.

Mr. Perry Baird stated that one of the biggest assumptions in the budget for fiscal year 2007 is the revenue growth, which is the growth on SSCAFCA's tax base. SSCAFCA had almost a 12% increase in the tax base over the previous year. This is the basis for SSCAFCA's estimated growth in the tax base next year, and they have used a 10% growth number for that. It could be higher, but 10% is the estimate for operating and debt service. One key item that is different in this year's budget is a new position, a field drainage engineer, which was approved by the Board this year and shows up in the budget on page 3. It shows an annual salary of \$65,000.00, plus benefits, for a total of \$90,000.00. Mr. Baird stated that SSCAFCA's personnel costs are at a much lower percentage than the comparable agencies.

Mr. Baird stated that the budget also includes other changes on page 3, under Personnel – Benefits. Upon Budget Committee and Personnel Committee approvals, the Board has assumed a higher employer share on health and dental insurance. Instead of 70/30, it is now 80/20, which makes an increased appropriation of about \$3,200.00 for the year, assuming the current employees keep their insurance and the new engineer also gets health insurance. Mr. Yarbrough stated that with regard to the 3-1 vote, he was the one who voted against it. He believes that this does not show good stewardship of the taxpayers' money. The other is the salary increase for Laura. He thinks that the cost of living index was sufficient.

Mr. Stoliker stated that the money for shirts has come from the general fund. He stated that Laura has also asked if SSCAFCA could put in a budget line item for public outreach in the amount of \$2,500.00. Things such as the shirts, signs, and outreach programs can really help in SSCAFCA's next bond election.

Mr. Baird stated that he has handed out a chart showing urban inflation by CPI for the last five or six years. The chart shows that there is a trend of increasing inflation. They have used this chart for the cost of living adjustments for employees. The COLA that is at 6% included an increase to get Laura up to a competitive level of pay.

Mr. Conkling stated that he is sensitive to Mr. Yarbrough's comments, but he is also sensitive to the fact that SSCAFCA has envisioned more and has taken more under its wing as the years have gone by. As SSCAFCA's regulatory reach expands, and as the depth of SSCAFCA's analysis increases, and as the vision expands, it takes more people to do the work. He is comfortable with the addition of the field drainage engineer. He can imagine a day when SSCAFCA will need a quality of life administrator. Mr. House stated that the best way to spend the taxpayers' money is to have the very best staff that SSCAFCA can have.



**CHAIRMAN ' S REPORT.**

1. Recognize Past Chairman of the Board and Staff Members Bob Foglesong and Laura Davis on their Five year Anniversaries.

Mr. Chaney stated that the Board would like to thank some staff members for five years of good service and would like to recognize its past Chairman of the Board for many years of leadership. The Board presented recognition awards to Dub Yarbrough, Bob Foglesong, and Laura Davis.

**BOARD OF DIRECTORS' COMMENTS.**

1. Discussion of Sergeant at Arms Designation for Board Member Title.

Mr. Rudy stated that there are five members of the Board – a Chairman, a Vice Chairman, a Secretary, a Treasurer, and one extra. He made a side comment recently that the Board should designate a title for the fifth person. Mr. Yarbrough was named the honorary Sergeant at Arms.

2. Discussion of SCAFCA Work Program for Developmentally Disabled Persons.

Mr. Conkling stated that, on some of SCAFCA ' s work programs where SCAFCA is out cleaning up facilities, he would like to connect with the developmentally disabled organizations in Sandoval County because it is meaningful work for the persons who could benefit from this type of work. It would be a way to expand SCAFCA ' s reach into the community and do something good at the same time.

Laura Davis stated that she contacted the Family Support Services, which is a state agency, and they put her in touch with the Association for Retarded Citizens (ARC). She spoke to Mr. Weegle there and he was very favorable to SCAFCA ' s suggestion and he is taking it to his Board to come up with some questions for SCAFCA.

**ATTORNEY ' S REPORT.**

None.

**PUBLIC FORUM.**

Mr. Yarbrough stated that he had two questions for David. He asked for a quick update on when construction on the Sportsplex Dam might be starting. Mr. Stoliker stated that staff is working through two remaining issues with the Corps of Engineers (Eddie Paulsgrove) that have to deal with utilities through the dam itself. The City wants to put water, sewer, electric, power, gas, etc., through the engineered fill. The Corps does not believe that this is in the public ' s best interests. The second issue is a buffer issue. The Corps is asking that there be an extra 30 feet of buffer all the way around the dam. Mr. Stone has the buffer issue worked out except for one small area and they

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are going to meet next week to resolve that issue. Mr. Paulsgrove has indicated that the 30 foot buffer is a national standard and they are requiring it. It appears that everything is resolved with the Office of the State Engineer; staff has one final submittal to make to them, but they are waiting until these two final issues with the Corps are resolved so the package can be submitted in final.

Mr. Stoliker stated that there are two other issues that he's working on. One has to do with right-of-way certification. He has been working with Mr. Metzgar on a permanent and temporary easement document with Pulte because Pulte owns part of the property that the land is going on. He and Laura still have to certify that and they plan to do that next week. Certifying consists of reviewing the document to make sure all the paperwork and land acquisition is in order. Mr. Metzgar stated that Pulte has not acquired two lots that are needed for the project. Pulte is acquiring those lots and the agreement with SSCAFCA is that SSCAFCA will pay Pulte for those lots since they are needed for the project. SSCAFCA will pay the same amount for those lots that Pulte pays for them.

On one of the lots, there is an agreement as to the amount to be paid, but the fact that the previous owners have died has created some problems in getting a deed. Mr. Metzgar stated that, with the second parcel that is needed, there is a problem with finding the person who actually owns the property now due to deaths of the previous owners. Once the condemnation action is brought, a permanent order will need to be acquired, and that can't be done until after service is completed and publication is finished, which could be up to at least one month away. This means that David Stoliker can't certify acquisition of all of the property yet. Mr. Stoliker indicated that he will submit a conditional certification to the Office of the State Engineer.

Mr. Stoliker stated that the last issue has to do with Pulte. Pulte is required to review the plans and approve them beforehand. He met with Mr. Stone yesterday and had him talk to his counterparts at Bohannon-Huston, who is doing the design for Pulte's development to see if there was a way to not take so much dirt out of SSCAFCA's dam and use Pulte's dirt to construct the berm, which would save SSCAFCA some money and Pulte wouldn't have to spend the money trucking it off site. This is worth a couple hundred thousand dollars to SSCAFCA, so staff wants to make sure that this issue is discussed. If everything went perfect, he was hoping to advertise in three weeks. If it doesn't, staff will come back next month. Mr. Rudy asked for a formal ground breaking for this project when the time is right.

Mr. Metzgar stated that the temporary construction easement and permanent ponding easement that Pulte is proposing is fine, and he would like to go through the Executive Committee to get it approved. These issues must be moved along in order to meet Mr. Stoliker's deadline. This is not a document that should need the entire Board's review.

Mr. Yarbrough stated that his second question was with regard to the permit with Universal Constructors, if it was at Mariposa. Mr. Stoliker stated that it is right off of Unser right at the Venada Arroyo. Los Rios Trail is at Corrales Road and 528 next to the Lomitas Negras and the Dulcelina Curtis Channel on the north side and goes from Corrales Road down to Rio Oso. This is not part of the trail system from Intel.

### **FOR YOUR INFORMATION.**

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

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1. March 22, 2006 Letter to Rudy Casaus Regarding the Corrales Baja Property Tax Assessments.

Mr. Stoliker stated that the Executive Committee has met and is working its way through this issue.

2. March 23, 206 Correspondence from the State of New Mexico Office of the State Auditor Regarding Contracting for FY06 Agency Audit Services.
3. March 27, 2006 Budget Committee Meeting Minutes.
4. May 6, 2006 SCAFCA will have a booth for the annual Earth Day Festival at the new Loma Colorado Recreation Field between Rio Rancho High School and Blades on Loma Colorado.

Mr. Stoliker stated that SCAFCA staff will have a booth at the Earth Day celebration and he invited the Board members by to visit the booth.

5. Saturday, June 3, 2006, SCAFCA will hold our annual READS Breakfast from 8:30 - 10:00 to show our appreciation to all our volunteers.

Mr. Stoliker stated that there are about 20 to 30 people who show up for this breakfast and he invited the Board members to the breakfast to talk with the storm monitors.

6. Sediment Sale Permit and Agreement with Universal Constructors, Inc.
7. Final 2005 Annual Report.
8. The following plats were signed by the Chair Pro Tem:
  - a. Summary Plat Parcels 1-3A & a-3B, Northern Meadows (Panta de Leon) was signed by the Chair Pro Tem on March 6, 2006;
  - b. Summary Plat Tract A, Lower Venada, was signed by the Chair Pro Tem on March 6, 2006;
  - c. Northern Meadows Unit 17 Subdivision Plat was signed by the Chair Pro Tem on March 9, 2006;
  - d. Diamond Ridge Subdivision Plat was signed by the Chair Pro Tem on March 9, 2006;

The following infrastructure plans were reviewed and comments provided to the consulting engineer:

- a. Hawksite Offsite Phase I, comments were provided to the engineer on March 8, 2006;
- b. Northern Meadows Offsite Phase II, comments were provided to the engineer on March 8, 2006;
- c. Cabazon Tracts 10A & 6A, comments were provided to the engineer on March 15, 2006.

**BOARD OF DIRECTORS REGULAR MEETING**

**APRIL 21, 2006**

The following infrastructure plans were signed by the Executive Director:

- a. Ridgeline Estates, Phase I (Mariposa), the Executive Director signed the mylars on March 7, 2006;
  - b. Mariposa Parkway Streetscape, the Executive Director signed the mylars on March 7, 2006;
  - c. Los Rios Trail, the Executive Director signed the mylars on March 27, 2006;
  - d. Hawksite Offsite Phase I, the Executive Director signed the mylars on April 4, 2006.
9. Arroyo Vista/SSCAFCA Agreement was signed on April 12, 2006.
10. A request from PNM for a construction easement was received on April 13, 2006.
11. Event Schedule for Board of Directors Election.

**OTHER BUSINESS.**


Mr. Stollker stated that he is planning to go on vacation on April 27, 2006 to see his mother and to attend a Dam Safety Conference in Kansas City and won't be back until May 11, 2006.

**ADJOURNMENT.**

A motion was made by Donald Rudy and seconded by Mark Conkling to adjourn the meeting. It was carried unanimously. Meeting adjourned at 10:50 a.m.



STEVE HOUSE  
Secretary



JOHN CHANEY  
Chairman

DATE APPROVED:

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