

**SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY  
(SSCAFCA)**

**MINUTES OF JUNE 26, 2006  
BOARD OF DIRECTORS SPECIAL MEETING**

**CALL TO ORDER.**

The special meeting of the SSCAFCA Board of Directors was called to order by John Chaney, Chairman, at 9:00 a.m.

**ROLL CALL OF DIRECTORS.**

Directors in attendance were John Chaney, Steve House, and Dub Yarbrough. Mark Conkling arrived at 9:10; Donald Rudy 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 John Chaney.

**APPROVAL OF AGENDA.**

A motion was made by Steve House to approve the Agenda as presented. It was seconded by John Chaney 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 Canvas of Bids & Award of Construction Contract for Sportsplex Dam Site.**

Mr. Stoliker stated that the bids were opened last Wednesday and Mr. Stone has the information needed for Board action.

Mr. Howard Stone, of Bohannon-Huston, stated that there were four bidders: Salls Brothers Construction; AJAC Enterprises, Inc.; AUI, Inc.; and David Montoya Construction. The bids contained the appropriate signatures and license information. He confirmed with the Construction Industries Division that all entities were licensed. Salls Brothers Construction's bid was \$4,382,048.04; Ajax's was \$4,398,513.90; AUI's was \$5,317,045.55 and David Montoya Construction's was \$5,381,367.45. Mr. Stone's estimate was \$4,216,000.00. After reviewing the bids, there was a minor error on the Salls Brothers Construction bid, which went to \$4,381,896.32.

After that, they looked at the two other pieces of the project with regard to the price between the sewer line to be built as a replacement versus the sewer line to be built as an increased pipe size for the City's desires. They were both included in the deductive alternates. Out of the base bid, they removed deductive alternate #4, which removes approximately \$95,000.00 plus tax. The existing pipe size was removed and the larger pipe size was left in. This will reduce the total amount

of the base bid in terms of what the Board would authorize the contractor to construct. Mr. Stone stated that the City is going to pay for the increase in the pipe size which is \$211,000.00. SSCAFCA will pay for what it would cost to move the existing sewer line keeping the same pipe size and the City will pay for the increased pipe size cost and associated trenching costs for the increase. Mr. Stone stated that \$4,362,000.00 would be the approximate number after taking off the City of Rio Rancho sewer line cost. Mr. Stone recommended approval of the bid from Salls Brothers as being the low bidder on the project and its bid was in good order, with the addition of deductive alternate number 4.

Mr. Stoliker stated that SSCAFCA is right at \$4.4 million for the project. The bond had \$4 million set aside for this project and SSCAFCA was to get \$400,000.00 from some other budget item(s). This was always in the plan for this project. Mr. Stoliker stated that the project numbers anticipated \$136,250.00 to be spent for right-of-way acquisition, but it looks like the right-of-way can be acquired for \$60,000.00. SSCAFCA has the money for the project.

Mr. Chaney stated that there was some discussion at the Executive Committee Meeting about some aspects of the project that were going to be pulled, water quality being one of them. Mr. Stoliker stated that by working within the budget as stated above, the project can be built completely. He stated that the Corps of Engineers has come back with a special condition that will not allow any utilities in the engineered fill. That is something that can be appealed, however, this does not affect SSCAFCA's project because SSCAFCA wasn't going to put the utilities in anyway. Mr. Stone stated that the utilities they show on the plans are all to be put in by others in the future. The only utility in the project is the sewer line that has already been approved by the Corps of Engineers. Mr. Stoliker stated that in the Board's packets there is a letter sent to Pulte and the City that alerts them to this issue. The brief contact that he's had with them is that he believes that they will want SSCAFCA to appeal.

Mr. Stone stated that the biggest utility in question was the sewer reuse line for the City. It is downstream from the dam itself in the architectural fill. The City does not have any plans for another water line. Mr. Stone believes that the Corps' decision was without any technical evaluation and was more of a gut reaction to the potential for the probable maximum flood to come over the dam and take it away. This is a fixed price bid, but is based on the unit prices contained in the bid. Mr. Stoliker stated that the contingency could go above the \$400,000.00; however, a 5% contingency is very common and it is not expected to go above that amount.

Mr. Stoliker stated that Mr. Stone needs \$50,000.00 extra in his contract for materials testing. Mr. Stone stated that his initial number was \$73,000.00. Based on the revised estimate from Geo-Test, it would go up to approximately \$120,000.00. He is hiring the same firm that designed this project. As an aside, Charlie Miller is the one who identified that Dam 4 was failing, which precipitated putting in the pipeline along the escarpment.

Mr. Stoliker stated that they are asking for approval of the additional \$50,000.00 for Mr. Stone's contract, acceptance of the canvas and award, and the ability for legal and staff review of the project and the chairman to sign contract at a later date.

Mr. Metzgar stated that he would like to see two separate motions made with regard to the approval of the canvas and award, and the additional money to Mr. Stone.

A motion was made by Mark Conkling to accept the bids and award the construction contract for Sportsplex Dam as presented. It was seconded by Steve House and passed unanimously.

**BOARD OF DIRECTORS SPECIAL MEETING**

**JUNE 26, 2006**

A motion was made by Mark Conkling to approve the additional \$50,000.00 to Howard Stone's contract for soils testing. It was seconded by Steve House and passed unanimously.

An Executive Committee meeting was set for June 30, 2006 at 9:30 a.m., and another Executive Committee meeting was set for July 7, 2006 at 9:30 a.m. Mr. Stoliker stated that the actual construction will start about mid-July. Mr. Chaney stated that the Board should have a meeting before the final contract is signed because he would like to review the numbers one more time. Mr. Stoliker asked the Chairman to consider having a groundbreaking committee to meet with Pulte. Pulte wants to have the groundbreaking on August 8, 2006 in joint partnership with SSCAFCA. Chairman Chaney appointed Mr. Conkling and himself to the committee. Mr. Conkling stated that he is out of town that week. Mr. Stoliker suggested that the groundbreaking committee meeting be held on August 6, 2006 to accommodate Mr. Conkling.

2. Action/Acceptance of Contract with City of Albuquerque on Insurance Coverage.

Mr. Metzgar stated that he had wanted to be able to review the contract with the City before the Board approved it. He has now reviewed it and finds that it is okay and he recommends that it be approved by the Board and signed. SSCAFCA has a Resolution that amended the Personnel Policy concerning insurance and it reflected SSCAFCA having insurance through the County of Sandoval. He believes that another Resolution needs to be done to change the Personnel Policy to conform to the contract with the City of Albuquerque. This can be done at the next regular Board meeting.

A motion was made by Steve House to approve the contract with the City of Albuquerque on insurance coverage as presented. It was seconded by Dub Yarbrough and passed unanimously.

**FOR YOUR INFORMATION.**

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

June 20, 2006 correspondence to Russell Grayson and Ken Curtis Transmitting the OSE Approved Application and ACOE Permit.

**ADJOURNMENT.**

A motion was made by Steve House and seconded by Mark Conkling to adjourn. It was carried unanimously. Meeting adjourned at 9:35 a.m.

STEVE HOUSE  
Secretary  
*[Signature]*  
DATE APPROVED: 7/21/06

JOHN CHANEY  
Chairman  
*[Signature]*