

**SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY
(SSCAFCA)
MINUTES OF APRIL 15, 2011
BOARD OF DIRECTORS REGULAR MEETING**

CALL TO ORDER.

The regular meeting of the SSCAFCA Board of Directors was called to order by Mark Conkling, Chairman, at 9:03 a.m.

ROLL CALL OF DIRECTORS.

Directors in attendance were John Chaney, Mark Conkling, James Fahey, Steve House and Donald Rudy. 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 Mark Conkling.

APPROVAL OF AGENDA.

Mr. Conkling stated that he would like to add an Executive Session – Closed Meeting to the Agenda to discuss the Executive Engineer's position and the advertising of the position. A motion was made by Donald Rudy to approve the Agenda adding the closed session to discuss the Executive Engineer's position and the advertising of that position. It was seconded by Steve House. Mr. Conkling, Mr. Chaney, Mr. Rudy, Mr. House and Mr. Fahey all voted in favor of the motion.

ANNOUNCEMENTS.

Announcements were made by Mark Conkling that all electronic devices needed to be turned off during the meeting and that the microphones are voice activated.

STAFF REPORTS.

Legislative Update:

Larry Horan, SSCAFCA Lobbyist, gave a legislative update on bills of interest.

He reported that HB 160 had passed. It provides that public records must be provided in electronic format if so requested and if stored electronically.

He also reported that the ESCAFCA statute had been amended to take Placitas out of its jurisdiction effective May 1, 2011, but that the residents would have to continue

to pay the taxes for the bonds that had already been passed until they are retired. The remaining territory within the ESCAFCA jurisdiction was districted.

A bill was also passed that provides remedies for filing a false real property document.

Mr. Horan stated that a lack of money was a major issue throughout the legislative session, with budget cuts everywhere and little or no money for capital improvements statewide.

Fiscal Services Director:

1. Recognition/Acknowledgment of the Fiscal Services Report for March 31, 2011.

Ms. Debbie Casaus presented the Fiscal Services Report that is part of the Board packets showing the Operating Tax Revenue, the Debt Service Tax Revenue and the Summary Budget Comparison for the month of March 2011.

The Fiscal Services Report for March 31, 2011 was acknowledged by the Board.

2. Action/Acceptance of Contract Renewal with Pinnacle and Tierra Right of Way for ROW Acquisition/Negotiation Services with no requests for changes.

Ms. Casaus stated that the contract renewal with Pinnacle and Tierra Right of Way companies for right-of-way acquisition was requested with no changes to the terms.

A motion was made by John Chaney to renew the contracts of Pinnacle and Tierra Right of Way for one year as requested. It was seconded by Donald Rudy and carried unanimously.

Executive Engineer:

1. Action/Approval of Fiscal Year 2012 Preliminary Budget.

Debbie Casaus and David Stoliker presented the Fiscal Year 2012 Preliminary Budget that is in the Board members' packets. Significant features of the proposed budget for FY2012 was summarized in written form and discussed by Ms. Casaus and Mr. Stoliker with the Board.

Jim Fahey moved to approve the Fiscal Year 2012 Preliminary Budget as presented. It was seconded by Donald Rudy and passed unanimously.

2. Action/Acceptance of Policy 2011-1 Critical Flood Control Rights-of-Way Identification, Protection & Coordination Policy.

Mr. Stoliker referred to Policy 2011-1, which is contained in the Board of Directors' packets and explained the Policy, along with the ROW Identification, Protection and Coordination Procedure checklist which is also in the packets. He explained how this Policy would require cooperation and coordination with the City of Rio Rancho Public Works and Development Services Departments, as well as coordination with title companies during right-of-way acquisition and with County departments during platting processes and transfers by deeds.

Several Board members indicated that this Policy was a very complicated process that it should have more study. Mr. Stoliker was asked to review the necessary ROW listing and see if more prioritization could be done to the list, after which there was general consensus that it should go back to the Executive Committee for further study and recommendations.

3. Rainfall Harvesting Program
: Hydrology and Erosion Analysis Report.

Clint Dodge, of WHPacific, presented a proposed SSCAFCA Rainwater Harvesting Program Outline that was dated April 8, 2011 and was contained in the Board members' packets.

He stated that a team consisting of representatives from SSCAFCA, City of Rio Rancho, WHPacific, Bohannon-Huston, Huitt-Zollars, and citizens from the jurisdiction did a feasibility investigation of whether rainwater harvesting can assist in erosion and other drainage issues. The results of the study concluded that roof top collection and on-site use reduces the annual average runoff volume and erosion volume by about 50% and, therefore, should be pursued.

Mr. Dodge stated that the outline proposed a program and implementation of such a program.

Donald Rudy moved to accept the report and it was seconded by Jim Fahey. It was approved unanimously. There was general Board consensus that SSCAFCA move forward to attempt to implement the 1" rooftop runoff collection and

on-site use with the City of Rio Rancho, Sandoval County, Town of Bernalillo and Village of Corrales.

4. Action/Acceptance to pursue purchasing a lot for operation and maintenance to the east face of the Corrales Heights Dam.

Mr. Stoliker stated that he would like to pursue purchasing a Corrales Heights Lot 112 in the Salida del Sol subdivision to be used for operation and maintenance of the east face of the Corrales Heights Dam. He stated that he felt it was very necessary for that purpose.

It was the general consensus of the Board that SSCAFCA move forward with the attempted purchase.

CHAIRMAN'S REPORT.

Mr. Conkling gave a report of the status of the wall art project on Gateway Pond.

BOARD OF DIRECTOR'S COMMENTS.

None.

COMMITTEE REPORTS.

None.

ACTION/APPROVAL OF THE MINUTES OF JANUARY 19, 2011.

A motion was made by John Chaney to approve the Minutes of January 19, 2011 as presented. It was seconded by Donald Rudy and passed unanimously.

ATTORNEY'S REPORT.

None.

FOR YOUR INFORMATION.

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

1. March 24, 2011 newspaper article, "RR Has Plan for Effective Road Fixes."

2. Newspaper article, "Yes to Improvements to Rio Rancho Roads."
3. March 26, 2011 newspaper article, "Meeting Discusses Road Bond Election."
4. March 30, 2011 correspondence from NM Department of Finance and Administration approving Resolution 2011-8 Fiscal Year 2011 Budget Adjustment.
5. March 31, 2011 newspaper article, "What's next for City's Roads?"
6. April 2, 2011 newspaper articles, "Few Voters Made Decision for City," "Congratulations to Road Bond No Votes" and "Taxpayers Beyond Weary at this Point."
7. April 7, 2011 newspaper article, "City moves on after road bond is defeated."
8. SSCAFCA is in the process of upgrading our server from 1TB to 5TB to support the DAMS System.
9. The property tax issue with Sandoval County has been resolved. SSCAFCA issued a check in the amount of \$32,211.46 for property taxes on sixty-two (62) lots that were purchased prior to 2011. This amount reflects the tax amount only as all penalties and interest were waived by the County Treasurer's Office. SSCAFCA has implemented a procedure that addresses this issue going forward.
10. April 5, 2011 Closeout Report for Lots 65-67 Sagebrush Subdivision Project.

PUBLIC FORUM.

None.

OTHER BUSINESS.

- Next Regular Board Meeting is on Friday, May 20, 2011 at 9:00 a.m.

CLOSED SESSION.

The Board moved into Closed Session at 12:45 p.m. The Board moved back into open session at 1:10 p.m. Mr. Conkling announced that the matters discussed in the Closed Session were limited only to those specified in the motion for closure.

RESUME OPEN SESSION.

BOARD OF DIRECTORS REGULAR MEETING

APRIL 15, 2011

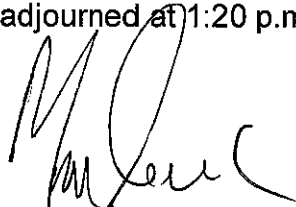
Mr. Conkling presented a Memorandum dated April 15, 2011 which he gave to all Board members with recommendations he was making to the Personnel Committee on the search and interviews of applicants for the Executive Engineer position. A copy of this Memorandum is attached to these minutes.

Mr. Conkling also reminded the Board that one year ago the Board agreed to a one year contract on condition that the position be advertised this year. He suggested that the Board solicit a five year contract renewable each year based on satisfactory performance. John Chaney so moved. It was seconded by Donald Rudy and carried unanimously.

It was also suggested by Mr. Conkling that the Personnel Committee look to the recent process used by AMAFCA to hire a new Executive Engineer when John Kelly retired, along with the process set forth in his Memorandum. It was so moved by Steve House. Donald Rudy seconded the Motion and it was carried unanimously.

ADJOURNMENT.

A motion was made by John Chaney and seconded by Donald Rudy to adjourn the meeting. It was carried unanimously. Meeting adjourned at 1:20 p.m.



MARK CONKLING
CHAIRMAN



STEVE HOUSE
Secretary

DATE APPROVED: 4/17/11
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