

SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY  
(SSCAFCA)

MINUTES OF JANUARY 3, 2012  
BOARD OF DIRECTORS SPECIAL MEETING

CALL TO ORDER.

The special meeting of the SSCAFCA Board of Directors was called to order by Mark Conkling, Chairman, at 9:02 a.m.

ROLL CALL OF DIRECTORS.

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

A motion was made by John Chaney to amend the Agenda to move Item I to be first on the Agenda. It was seconded by Jim Fahey and passed unanimously.

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.

READING AND AWARD OF PRIZES FOR "PLASTIC PETE" SHORT STORY CONTEST.

Mr. Conkling stated that "Plastic Pete" is a character created by SSCAFCA who is a plastic bottle but dreams of being something else. SSCAFCA held a contest for local children to write a story about Plastic Pete. The first and second place winners, Rachel Ann Borja and Kenya Green, read their "Plastic Pete" short stories which were acclaimed by the Board and audience. Mr. Conkling gave each girl their award.

Mr. Conkling stated that third place was called "Plastic Pete's Journey" by Colton Stats from Sandia Vista Elementary. Seventh Grade, First Place, went to Cheyenne Boe, Eagle Ridge Middle School; and Second Place went to Faith Waters, Eagle Ridge Middle School. In Eighth Grade, the

First Place was Nathan Porter from Rio Rancho Cyber Academy and second was Emily Von Ancken from Lincoln Middle School.

### ELECTION OF OFFICERS.

1. Chairman of the Board of Directors/President of the Authority  
= Passing of the gavel.

John Chaney nominated Donald Rudy as Chairman of the Board and President of the Authority. It was seconded by Jim Fahey and he was elected unanimously.

2. Chair Pro Tem of the Board of Directors/President Pro Tem of the Authority.

John Chaney nominated Mark Conkling as Chairman Pro Tem of the Board and President Pro Tem of the Authority. It was seconded by Jim Fahey and he was elected unanimously.

3. Secretary of the Board of Directors.

John Chaney nominated Steve House as Secretary. It was seconded by Jim Fahey and he was elected unanimously.

4. Treasurer of the Board of Directors.

John Chaney nominated Jim Fahey as Treasurer. It was seconded by Donald Rudy and he was elected unanimously.

### ASSIGNMENT OF COMMITTEE MEMBERSHIPS BY THE CHAIRMAN.

Mr. Rudy made the following committee appointments:

1. Executive Committee. Donald Rudy as Chair and Mark Conkling, Bernie Metzgar and Charles Thomas as the Executive Committee, with John Chaney as alternate.
2. Budget Committee. Donald Rudy appointed Jim Fahey as Chair and John Chaney, Debbie Casaus and Charles Thomas as the Budget Committee, with Donald Rudy as the alternate.
3. Personnel Committee. Donald Rudy appointed John Chaney as Chair and Steve House, Catherine Conran and Charles Thomas as the Personnel Committee, with Mark Conkling as the alternate.

4. Lobbyist/Legislative Liaison. Donald Rudy appointed Jim Fahey as Chair and Steve House, Catherine Conran and Charles Thomas as the Lobbyist/Legislative Liaison, with John Chaney as the alternate.
  
5. Mid Region Council of Governments (MRCOG) Representative.
  - a. Water Resources Board. Donald Rudy appointed Donald Rudy to the Water Resources Board, with Steve House as the alternate.
  
  - b. Executive Board. Donald Rudy appointed Steve House as the alternate to the Executive Board in June when AMAFCA has the appointment (alternate years).
  
  - c. Metropolitan Transportation Board. Donald Rudy appointed Steve House to the Metropolitan Transportation Board, with Charles Thomas as the alternate.

RESOLUTIONS FOR APPROVAL.

1. Resolution 2012-1, Notice for Meetings.

Mr. Thomas presented Resolution 2012-1 and stated that there are no changes from the previous year. A motion was made by Donald Rudy to approve Resolution 2012-1 as presented. It was seconded by John Chaney.

Roll call vote: John Chaney, yes; Donald Rudy, yes; James Fahey, yes; Steve House, yes; Donald Rudy, yes. The motion carried 5-0.

2. Resolution 2012-2, Designation of Official Newspaper.

Mr. Thomas presented Resolution 2012-2. He stated that there are no changes from the previous year with the Albuquerque Journal designated as SSCAFCA's official newspaper and The Observer designated as an additional newspaper. A motion was made by John Chaney to approve Resolution 2012-2 as presented. It was seconded by Donald Rudy.

Roll call vote: John Chaney, yes; Donald Rudy, yes; James Fahey, yes; Steve House, yes; Donald Rudy, yes. The motion carried 5-0.

3. Resolution 2012-3, Check Signing Authorization.

Mr. Thomas presented Resolution 2012-3 and stated that there were no changes from 2011. A motion was made by John Chaney to approve Resolution 2012-3 as presented. It was seconded by Donald Rudy.

Roll call vote: John Chaney, yes; Donald Rudy, yes; James Fahey, yes; Steve House, yes; Donald Rudy, yes. The motion carried 5-0.

4. Resolution 2012-4, Designation of Legal Holidays.

Mr. Thomas presented Resolution 2012-4. A motion was made by John Chaney to approve Resolution 2012-4 as presented. It was seconded by Jim Fahey.

Roll call vote: John Chaney, yes; Donald Rudy, yes; James Fahey, yes; Steve House, yes; Donald Rudy, yes. The motion carried 5-0.

STAFF REPORTS:

*Executive Engineer:*

1. Presentation of Proposed Changes to Gateway Pond/Park - Unser Pavilion Development.

Mr. Thomas presented the proposed changes to Gateway Pond/Park - Unser Pavilion Development. He stated that since this involves Gateway Pond, in which SSCAFCA has invested significant financial support, he thought it appropriate to bring it to the Board at this time. He stated that construction is set to begin on the park. What has happened in the past is that Springer wanted to fill in the northern leg of the pond. SSCAFCA's response was to find out what they wanted to do. The development plan has been turned in. If it is expanded into the lower pond, and a lot is added, and it's raised about a foot, it can be kept out of the FEMA 10 year flood plain. They are taking the grading up against the interior walls, which is of concern to SSCAFCA. There are other concerns as well, which is why he brought this issue to the Board.

Mr. Conkling stated that he understands that SSCAFCA has an easement over the property, but is not the fee owner. They will be using a portion of the property for parking and building structures. The concern about stalling Hilltop's work is that the project is being run privately by Petroglyph Medical Plaza. They are not inclined to delay. If there was a request by the

City or others to halt the project until other projects can be coordinated, they would most likely turn the money over to the City of Rio Rancho and let the City build the park. This is disconcerting because of the limitations on the funding which would cause fewer amenities in the park. It is not SSCAFCA's position to support any modification to this project.

Mr. Rudy stated that he is strongly opposed to a divide and conquer approach. This is a bad way to do planning and flood control. He thinks that SSCAFCA should take the approach that it is not going to give anybody any further authorization until a completed plan is brought in so that an informed and intelligent decision can be made. Mr. Thomas stated that the money that could be wasted is \$200,000.00. He is concerned with the amount of infrastructure they are putting in; he thinks there is a total of three drop structures in the entire development to handle all the flow, which says there will be a lot of little ponding spots. It does not seem to be sufficiently structured within the project to handle the drainage.

Mr. Fahey stated that SSCAFCA is the oversight to protect this investment, and he thinks that they should have to show how they are going to be able to protect the area from flooding. Mr. House stated that he doesn't believe that SSCAFCA should let somebody in the community squander \$200,000.00 – in anything. Mr. Rudy stated that SSCAFCA's obligation is to the public, not to the developer.

Mr. Thomas stated that they will do a technical review on the drainage report and get it to the City; but also the plat will go before the planning and zoning commission before Tuesday. Written comments are due today on that, so he will put together a separate set of comments on the plat. Mr. Rudy stated that the Board will not approve the plan at this point due to a lack of information and concerns about public safety and squandering of money. Mr. Thomas stated that SSCAFCA will prepare a response to the report. There is a lot of work that the developer will have to do to get a product that can be evaluated by SSCAFCA. The plat is the driver at the moment. It might be appropriate to have members of the Board present at the meeting. Mr. Metzgar stated that he understands that Planning will ask if they have SSCAFCA approval, and that nothing gets approved by them until SSCAFCA has approved it.

No action was necessary.

Mark Conkling left at 9:50 a.m.

PUBLIC FORUM.

None.

**BOARD OF DIRECTORS SPECIAL MEETING**

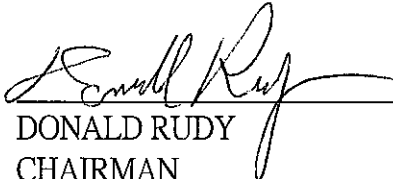
**JANUARY 3, 2012**

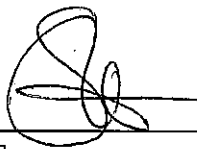
OTHER BUSINESS.

- Next Regular Board Meeting is on Friday, January 20, 2012 at 9:00 a.m.

ADJOURNMENT.

A motion was made by Jim Fahey and seconded by John Chaney to adjourn the meeting. It was carried unanimously. Meeting adjourned at 9:55 a.m.

  
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DONALD RUDY  
CHAIRMAN

  
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STEVE HOUSE  
Secretary

DATE APPROVED: 2/17/12