

SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY  
(SSCAFCA)  
MINUTES OF SEPTEMBER 12, 1995  
REGULAR BOARD OF DIRECTORS MEETING

**CALL TO ORDER.**

The regular meeting of the SSCAFCA Board of Directors was called to order by Chairman John Chaney at 1:00 p.m.

Directors in attendance were James Dorn, Dub Yarbrough, Bill Joiner and John Chaney. A quorum was declared present. Bernard Metzgar, legal counsel, was present. Staff members present were Bob Garman, Executive Engineer and Pam McGrath, Executive Secretary.

**APPROVAL OF AGENDA.**

Mr. Garman requested moving the closed session to 1:30 when the engineer from Leedshill-Herkenhoff arrives.

A motion by Dub Yarbrough, seconded by James Dorn, to approve the agenda as amended, carried unanimously.

**APPROVAL OF MINUTES OF AUGUST 15, 1995.**

A motion by James Dorn, seconded by Dub Yarbrough, to approve the minutes of August 15, 1995 as written and presented, passed unanimously.

**SECRETARY'S REPORT.**

None.

**LEGAL COUNSEL REPORT.**

1. Interstate Streams Loan Prospect.

Mr. Metzgar presented information on the prospects of obtaining a loan from Interstate Streams Commission. He stated that Richard Farmer and Bob Garman went to Interstate Streams to discuss a loan

for the County or SSCAFCA. Interstate Streams stated that they may not be able to loan money to a county because there is a statute that states that a county cannot enter into a debt for longer than a year without voter approval. This question was raised by a Las Cruces assistant city attorney when Las Cruces had applied for such a loan. Interstate Streams has requested an Attorney General's opinion on this question. The SSCAFCA statute has this same type of restriction so the AG opinion would probably apply to SSCAFCA also.

2. Bond Money Reallocation.

Mr. Metzgar stated that he contacted Bob Strumor, Bond Counsel, and asked if SSCAFCA can spend bond money on a project even though it was not on the original election brochure. Mr. Strumor advised Mr. Metzgar that the money could be spent on such a project since it is up to the Board of Directors to allocate the money when the bond question on the ballot was general and not specific.

Bill Joiner arrived at 1:10 p.m.

TREASURER'S REPORT.

Approval From DFA of Budget for FY/96 (7/1/95-6/30/96).

John Chaney, chairman, stated that the budget has been approved in writing by DFA.

A motion by James Dorn, seconded by Bill Joiner, that the approved DFA budget be made a part of the minutes of today's meeting and that said budget be attached to these minutes, passed unanimously.

CHAIRMAN'S REPORT.

Tree Farm and Urban Ponds Projects.

There was a discussion by the Board on the Tree Farm and Urban Ponds Projects.

Mr. Chaney asked for a consensus from the Board that a letter be sent to Sandoval County requesting the status of the Tree Farm and Urban Ponds Projects. He wanted to include in this letter a request for the necessary funding to complete these projects and

for expenditures spent to date on these projects. There was a consensus by the Board that such a letter be sent with John Chaney's signature.

**EXECUTIVE ENGINEER'S REPORT.**

1. Dams 1 & 4 Project.

Mr. Garman stated that there are still two properties in Phase I that SSCAFCA does not have a permanent order of entry on.

He stated that the only extra work being done by Easterling & Associates are the exhibits needed for court.

He also stated that all of the potential court case properties have been video taped.

2. Section 14.

Mr. Garman stated that High Knoll has settled.

Mr. Garman showed a video tape of the problems on the Section 14 Project at Black's Arroyo. He stated that the Corps of Engineers made an inspection of the problems and that they will be taken care of.

3. Lomitas Negras Project.

Mr. Garman stated that there have been some flows through the Lomitas Negras. The seeding was completed September 8, 1995. Safety bullards have been installed. The State Highway Department will install a drop inlet on the south side of Corrales Road.

4. CWD Transfer to SSCAFCA.

Mr. Garman stated that an RFP for maintenance is due September 22, 1995 by 4:00 p.m. He requested that anyone on the Board who is interested in serving on the selection committee should let him know.

He stated that CWD is currently waiting for the surveyor to

MINUTES OF THE BOARD OF DIRECTORS MEETING SEPTEMBER 12, 1995

complete the property maps for the transfer. Once this is completed, the final steps can be taken. It is now anticipated that this will happen in October 1995.

6. Insurance.

Mr. Garman presented three options for the deductible on insurance which will replace the Risk Management policy.

A motion by Bill Joiner, seconded by James Dorn, to accept the policy with a \$1,000 deductible at a cost of \$2,539 per year passed unanimously.

7. Bank Signature Cards.

Mr. Garman requested that he be placed on the signature card for all checking accounts.

A motion by Bill Joiner, seconded by James Dorn, to place Mr. Garman's on all bank signature cards. Roll call vote: Dub Yarbrough, no; James Dorn, yes; Bill Joiner, yes; John Chaney, yes. Motion passed 3 to 1.

The signatures on the checking accounts will be: John Chaney, Wm. C. Yarbrough, Bill R. Joiner, James M. Dorn, Annette H. Jones and Robert L. Garman.

8. Office Move.

Mr. Garman stated he plans to purchase reception area furniture and that any input from the Board would be appreciated.

Mr. Yarbrough stated that he has the following problems with the office: 1. A glass door needs to be installed; 2. He is concerned about the door being locked and the public finding a locked door on a public office; 3. He questioned when the center sign is supposed to be placed showing the SSCAFCA office and also stated that a SSCAFCA sign should be placed on the outer door. Mr. Garman indicated that all of these things should be taken care of very soon.

MINUTES OF THE BOARD OF DIRECTORS MEETING SEPTEMBER 12, 1995

Mr. Chaney stated that there is no problem with the purchase of furniture, however, it needs to be purchased in either Corrales or Rio Rancho.

OTHER BUSINESS.

None.

DIRECTORS COMMENTS.

None.

PUBLIC FORUM.

None.

MOTION FOR CLOSED SESSION.

A motion by Dub Yarbrough to go into closed session for the purpose of discussion of property negotiations, contract negotiations and personnel and to allow Bob McCormick and Ollie Scheflow of CWD to stay for part of the session regarding contract negotiations with Leedshill Herkenhoff was seconded by Bill Joiner. Roll call vote: Dub Yarbrough, yes; James Dorn, yes; Bill Joiner, yes; John Chaney, yes. Motion passed 4 to 0.

The Board went into closed session at 1:56 p.m.

RESUMPTION OF OPEN SESSION.

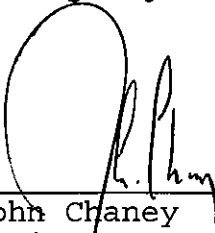
The Board reconvened into open session at 2:55 p.m.


LOMITAS NEGRAS PROJECT.

A motion was made by Bill Joiner that the cost overruns on the Lomitas Negras Project be settled on the basis of the amount that the Highway Department will contribute plus the balance from Leedshill Herkenhoff so that there will be no additional out of pocket costs to SSCAFCA. This settlement is contingent on the Highway Department being fully informed in writing on the reasons for the overruns, and secondly, that there will be a complete memorandum in the file showing all of the different reasons for the overruns and the negotiations. The motion was seconded by James Dorn. Roll call vote: Dub Yarbrough, yes; James Dorn, yes; Bill Joiner, yes; John Chaney, yes. Motion passed 4 to 0.

ADJOURNMENT.

A motion by Bill Joiner, seconded by James Dorn, to adjourn the meeting passed unanimously. Meeting adjourned at 3:58 p.m.

  
\_\_\_\_\_  
John Chaney  
Chairman

  
\_\_\_\_\_  
BILL R. JOINER  
Secretary

Date Approved October 17, 1995