

**SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY
(SSCAFCA)
MINUTES OF OCTOBER 15, 2010
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 9:10 a.m.

ROLL CALL OF DIRECTORS.

Directors in attendance were Mark Conkling, Steve House and Donald Rudy. John Chaney and Dub Yarbrough were noted as absent. Bernard Metzgar, SSCAFCA's attorney and David Stoliker, Executive Director, were present.

PLEDGE OF ALLEGIANCE.

The Board was led in the Pledge of Allegiance by Mark Conkling.

APPROVAL OF AGENDA.

A motion was made by Steve House to accept the Agenda as presented. It was seconded by Donald Rudy and passed unanimously.

ANNOUNCEMENTS.

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

PUBLIC FORUM.

None.

STAFF REPORTS.

Fiscal Services Director:

1. Recognition/Acknowledgment of the Fiscal Services Report for September 30, 2010.

Debbie Casaus stated that SSCAFCA is one quarter through its fiscal year and is currently about 13.5% of budget, which is below projected expenditures at this point. They continue to monitor City of Rio Rancho's single residential family units. Interest earned on the state treasurer's local government program for the month of September was at .263%, which is still better than a U.S. Treasury bill. Ms. Casaus

stated that the building permits have remained steady for this fiscal year, but is significantly lower than last year. There is no new information on the assessed valuation of properties from the last time she addressed the Board. They are continuing to monitor this. There is a decrease in valuation maintenance and they are trying to find out why this is so.

Ms. Casaus stated that the expenditures for the storm event are contained on the last page of her report. She stated that SSCAFCA has spent \$290,465.00 for cleanup in the Harvey Jones Channel and the Northern Boulevard Sedimentation Pond. This includes just the digging out of the dirt, not any hauling of any of the sediment. There is a budget for this work of bond funds for \$300,000.00 and general O & M budget of \$200,000.00. There were sufficient funds to cover the "dig out" of the sediment. Beyond that, there are three outstanding task orders for \$194,000.00. The majority of this is Bohannon-Huston for the Montoyas Bank protection and the drop structure. This leaves about \$15,000.00. There are additional anticipated expenditures for the final sediment disposal and the bank stabilization. This will be about \$1.25 million. This will be funded through a future bond issue, which is being planned in February or early March. Probably only \$2 million will be issued. Mr. Conkling stated that it seems that every year SSCAFCA plans get changed because of rains and funds have to be diverted.

Environmental Services Director:

- Annual reporting to EPA on storm water management program activities is required as a condition of permit coverage under the current NPDES Phase II discharge permit. A draft annual report covering the activities conducted during July 1, 2009 through June 30, 2010 is available to the public for review at the SSCAFCA offices or from the website www.sscafca.com. Public input on the report will be taken at the November 19, 2010 Board of Directors meeting and will be considered in preparation of the final report submitted to EPA.

Trevor Alsop stated that SSCAFCA is getting ready to submit its annual report to the EPA documenting its storm water management program. This is the third program year out of five years. The reporting period is July 1, 2009 to June 30, 2010. SSCAFCA undertook a lot of education initiatives this past year. A motion was made by Steve House to declare the next thirty (30) days as public comment time for this report. It was seconded by Donald Rudy and passed unanimously.

- Update on River Xchange Project

Mr. Alsop stated that SSCAFCA has entered into a contract where water resources and water quality education is taught to children in SSCAFCA's jurisdiction. Staff has actually gone into the schools as guest speakers and has given talks regarding

water quality and issues regarding pollution to the children. All the material produced last year is being distributed this year. SSCAFCA has done some op-ed issues in the local papers and has bought full size ads to bring attention to educating the public.

Mr. Alsop stated that SSCAFCA is currently in the fourth year of a five year permit. After this year, it will be a different format whereby all entities will be permitted together under what is called a "Watershed Based Permit." This will come online in the summer of 2012. In preparation for that, most of the stakeholders have been meeting on almost a monthly basis. Most of the other agencies involved have been looking to SSCAFCA on how to do things. SSCAFCA has embraced its leadership role.

- Public Comments will be taken at this time.

John Kelly, of AMAFCA, commended the Board and staff's efforts in trying to comply with a very murky situation on the storm water permits and urged the Board to support all efforts to prevent numeric standards on being imposed on storm water discharge. Mr. Alsop stated that currently, when they treat the water and discharge into the river, entities are not held to a certain number. They are held to best management practices that seek to minimize the discharge.

No other public comments were made. The public comment period will remain open for another month and public comments will be taken at the next Director's meeting.

Executive Engineer:

1. Action/Presentation of the Joint Powers Agreement for Dos Amigos Unser Roadway Widening.

Mr. Stoliker stated that this JPA is for the Unser Boulevard roadway widening and drainage improvements in Dos Amigos. They received comments from the City on the JPA asking that the committee assignments be removed and focus only on the funds. That has been done. It focuses on providing the City \$350,000.00 to upsize the outlet pipe. It requires following Wilson & Company's plan. It also requires that the City take the lead in bidding, doing the work and submitting invoices to SSCAFCA for reimbursement.

Mr. Conkling stated that, at one time, the Unser project JPA and the issues associated with impact fees were indeed in it as well as rain water harvesting on the lots in that area, thinking that they might be run in the same path and come out at a place where there was a solution to both. In various meetings with City officials, since the time pressure on the Unser project was different than the broad expanse of discussions with regard to rain water harvesting, Mr. Jimenez asked that the issues be separated. That has been done. SSCAFCA has also submitted a letter to the City on rain water

harvesting and drainage and infrastructure and how an ordinance may be enforced on scattered lots in Rio Rancho.

A motion was made by Donald Rudy to approve the JPA as presented subject to review by counsel. It was seconded by Steve House and passed unanimously.

2. Presentation of Draft Planning Document Hierarchy Policy for public comment.

Mr. Stoliker stated that SSCAFCA has different planning documents prepared by consultants. He is trying to create threads throughout all the planning documents and that this will be a guide on the use of such plans and how the threads may be continued between them. This is a draft for public comment and needs to stay out for thirty days in a similar manner as the water quality permit.

3. Special Announcement of retirement and recognition of AMAFCA's Executive Engineer, John Kelly.

Mr. House congratulated John Kelly on his many, many years of public service. He stated that he has worked with Mr. Kelly off and on in several different capacities. Mr. Kelly was then presented with a proclamation by SSCAFCA. Mr. Kelly thanked the Board and praised SSCAFCA's staff for their cooperative efforts with AMAFCA over the years.

4. Viewing of LEED Platinum Expansion Documentary.

Mr. Conkling stated that today is the dedication day for SSCAFCA's building. He stated that there is a documentary on the building. Kim Smith, of Edit House, stated that when the Board was moving forward on the addition and decided to make that addition a longer range plan rather than a financially based construction plan, Edit House was asked to document that for the chief purpose of spreading that word to other organizations. Over the course of the construction, cameras were installed that took time lapse photography which helped document some of the LEED points. The documentary was then played for the Board. Ms. Smith stated that additional copies have been made for Larry Horan who is sharing them with others in leadership positions. Links were also sent to all the homeowners associations in the area, along with environmental and community groups. There will be people from EPA headquarters in Washington who will also be coming out to look at the building on October 27, 2010.

CHAIRMAN'S REPORT.

Mr. Conkling stated that one of SSCAFCA's objectives for the year is rain water management. The other was to focus on a program associated with cleaning up the arroyos. Bottles and can recycling and ordinances were looked at. The outlook was expanded to include trash rather than bottles and cans only. This might provide an opportunity to make a difference. It might be suggested to EPA to take out numerical standards and maybe look at adding something to the permit, i.e., a broad effort to clean up the arroyos and the trash that goes into the river. SSCAFCA has created a group to begin presenting ideas and looking for grants and other initiatives that would relate to SSCAFCA's leadership in finding ways to clean up what goes into the river. A meeting will be held later in the month with the stakeholders and a report will be brought to the Board next month.

Mr. Conkling stated that it has been decided to continue with its bond authorization, but instead of going for \$4 million, it was brought down to \$2 million or \$2.5 million. SSCAFCA still must be cautious to not overextend itself.

BOARD OF DIRECTOR'S COMMENTS.

None.

COMMITTEE REPORTS.

Mr. Rudy stated that the Personnel Committee has met and is in the process of reviewing resumes, but is not ready to make any hires as of yet.

ACTION/APPROVAL OF THE MINUTES OF AUGUST 20, 2010.

A motion was made by Donald Rudy to approve the Minutes of August 20, 2010 as presented. It was seconded by Steve House and passed unanimously.

ATTORNEY'S REPORT.

Mr. Metzgar stated that he has had a chance to review the Joint Powers Agreement on Unser and it is fine and can be signed today.

FOR YOUR INFORMATION.

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

1. 08/23/2010 newspaper article in Business Weekly, Sandoval County Flood Control Authority Expansion Achieves LEED Platinum Rating."

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2. 08/25/2010 newspaper article, "SSCAFCA Project Gets Top National Certification."
3. 08/26/2010 newspaper article, "Platinum for Being Green."
4. 08/27/2010 article on www.americantowns.com, "SSCAFCA Project Gets Top National Certification."
5. 09/03/2010 article on www.rroserver.com.
6. 09/21/2010 correspondence and certificate from U.S. Census Bureau recognizing SSCAFCA for its support.
7. 09/24/2010 thank you letter from the Los Rios Neighborhood Association.

OTHER BUSINESS.

The next Regular Board Meeting is on Friday, November 19, 2010 at 9:00 a.m.

Building Dedication will begin at 11:00 a.m.

ADJOURNMENT.

A motion was made by Steve House and seconded by Donald Rudy to adjourn the meeting. It was carried unanimously. Meeting adjourned at 10:25 a.m.



MARK CONKLING
CHAIRMAN

STEVE HOUSE
Secretary

DATE APPROVED: 12/17/10