

**SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY  
(SSCAFCA)  
MINUTES OF JUNE 15, 2004  
BOARD OF DIRECTORS REGULAR MEETING**

**CALL TO ORDER.**

The regular meeting of the SSCAFCA Board of Directors was called to order by Dub Yarbrough, Chairman, at 1:14 p.m.

**ROLL CALL OF DIRECTORS.**

Directors in attendance were Mark Conkling, Richard Deubel, Donald Rudy and Dub Yarbrough. John Chaney was noted as absent. David Stoliker, Executive Director, Bernard Metzgar, SSCAFCA's attorney, staff and members of the public were also present.

**PLEDGE OF ALLEGIANCE.**

The Board was led in the Pledge of Allegiance by Dub Yarbrough.

**APPROVAL OF AGENDA.**

A motion was made by Donald Rudy to approve the Final Agenda. It was seconded by Mark Conkling and passed unanimously.

**ANNOUNCEMENTS.**

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

**EXECUTIVE DIRECTOR'S REPORT.**

1. **Presentation of the Unser Corridor Study.**

Mr. Stoliker stated that Parsons Brinckerhoff is under contract to the City of Rio Rancho to do this study and Mr. Charlie Trujillo was here to give an update. Mr. Charlie Trujillo stated that he is the Program Manager for the Unser Transportation Study and they have undertaken this study on behalf of the City. The transportation study is a 13 mile study done in order to take a comprehensive look at improvements and infrastructure improvements along the Unser Corridor. They are taking into account MRCOG policies which show Unser as a four-lane principal arterial. They are also making sure that they do this in accordance with all policies and procedures at the State and Federal level. The project begins at the Sandoval/Bernalillo County line and proceeds north to the intersection of Northwest Loop and N.M. 528. There are currently only two existing major north/south roads, one of them being Unser and the other being Rio Rancho Boulevard/N.M. 528. The

issue right now is population growth in the area. For the most part, they will stay on the existing alignments. They are looking at an alternative that will take the curve out around North Hills and manage the access issues. The other is on the northern reach. They are looking at an alignment that will intersect with Northwest Loop. He stated that the population densities are pushing north.

Mr. Trujillo stated that one of the issues they are looking at is drainage concerns. They have reviewed SSCAFCA's drainage reports and will carry those further as they proceed into the project. The main concern right now has to do with the Venada crossing and the possibility of a dam being in that area. Unser has been identified as a four lane, limited access control facility.

Mr. Trujillo stated that the study is looking at staying on the existing alignment, widening from there to minimize the impact on either side. They have not yet set where the center line will actually be. They are looking at purchasing some strip lots between driveways and making that a connection into the street. They are focusing their work now on the Abrazo progress area. They are doing preliminary engineering and starting to collect the environmental data which will go into a full blown environmental document. Once they have the environmental document completed, it will proceed into final engineering. The first project is from Abrazo to just north of Cherry.

Mr. Trujillo stated that whether to have a raised median or a depressed median is a factor of how to drain it. The kind of median depends more on the type of terrain and area you're dealing with.

Mr. Stoliker stated that staff will be following the studies, but would like to emphasize that SSCAFCA policy is for 100 year fully developed conditions for storm water run-off. Also, that SSCAFCA desires to work with the project team regarding the proposed dam site at Unser and Venada Arroyo and the possible realignment/widening of the road. Dr. Rudy stated that SSCAFCA is concerned about EPA water requirements and asked if there were any particular measures they would handle with respect to this. Mr. Trujillo stated that they will address that. It will be contained in the detailed engineering report. No action was taken.

## 2. Action/Acceptance of Loma Larga Drainage Plan.

Mr. Stoliker stated that this is the Loma Larga Road to Meadowlark Lane drainage re-analysis dated March 1, 2004. Parsons Brinckerhoff is under contract with the Village of Corrales to design those improvements. They have completed a drainage re-analysis and the report complies with SSCAFCA's normal policy. It controls and conveys the escarpment run-off through the project area as it presently exists, so it stays to historic flow patterns; and it takes care of the 100 year event for the developed area; and it allows for water quality enhancements for the first flush, if they use SSCAFCA's Tree Farm Pond.

Mr. Jim Buckman, of Parsons Brinckerhoff, stated that they went back and looked at the analysis and the only other potential room for ponding on land is owned by either

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MRGCD or private landowners. At this time, the Village does not have the money to purchase right-of-way for those facilities. The private property owners are west of SSCAFCA's pond. The other option would be to go under the canal. This is feasible, but it is not within the funding constraints of the Village.

Mr. Yarbrough stated that it seems that every time the Village gets in trouble, they look to SSCAFCA to help out. Corrales is not the only jurisdiction that needs SSCAFCA's help, but it seems like SSCAFCA must always bail Corrales out. SSCAFCA jointly funded a study on the escarpment some years ago and it pointed out what the Village was expected to do and what SSCAFCA was expected to do. So far, SSCAFCA has more than done its part. He is concerned about the pond being overwhelmed and the possibility of flooding. He stated that the Board could go ahead and approve this with some conditions, one of them being that the Village actively pursue the obtaining of other properties and, within two years, facilitate that pursuit. Mr. Yarbrough stated that a letter dated May 18, 2004 from the Village states that the Village is pursuing additional drainage improvements and that they are requesting funding from Representative Udall. The letter also states that the Village suggests that SSCAFCA take the lead. He does not agree with this. Mr. Rudy stated that what Mr. Yarbrough is suggesting is that SSCAFCA can take the lead in identifying the problems, but the Village needs to take the lead in implementing them. Mr. Yarbrough stated that this is correct.

Mr. Yarbrough stated that the problem is that the Village is dumping water in SSCAFCA's pond that will overwhelm the whole facility in a 100 year event. Mr. Stoliker stated that in a 100 year event, the pond will fill up, go over the roadway, go into the MRGCD drain and overwhelm the drain and probably flood people East of the Main Drain. With this project, the pond will have more capacity, but will still overtop. Mr. Buckman stated that there are portions of the project where they will be able to handle the 100 year event. Mr. Rudy stated that if this project goes through, it will take a higher level storm to overwhelm the pond. He stated that the 100 year event will overwhelm the pond in either event. Mr. Stoliker stated that SSCAFCA is better off with this project. Mr. Buckman stated that there are probably five or six places now where it will overtop the road, without the project. If the project goes through as designed, there will not be this many problems.

Mr. Deubel asked if the problem could be negated by increasing the capacity of the pond by deepening the pond. Mr. Stoliker stated that the problem is that it outlets into the Corrales Main Drain, which is set at a certain elevation because it is gravity fed. Therefore, SSCAFCA's outlet to the Main Drain is set. The outlet in turn sets the pond bottom elevation. The end result is that the pond cannot be lowered.

Mr. Conkling questioned if SSCAFCA could approve this drainage plan and limit SSCAFCA's liability to the 100 year event. He imagines people getting flooded downstream from the pond and everybody would blame SSCAFCA. However, what is being seen is a defect that the Village needs to fix. Mr. Metzgar stated that he does not

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see any way that this could be done. Right now, without the project, a 100 year storm is going to flood anyway. He stated that SSCAFCA cannot force the Village to do something in the future. Mr. Conkling stated that it seems to him that since SSCAFCA can't fix it, it's still better off by approving the road. Mr. Yarbrough stated that right now, if SSCAFCA denies use of its pond, it will flood in a 100 year event, but SSCAFCA will have no liability.

Mr. Rudy stated that if the project goes through, it improves things. However, SSCAFCA can note that it is aware that the existing situation is unsatisfactory at the design level. Mr. Yarbrough stated that the project north of Meadowlark Lane is in the same situation. SSCAFCA pointed out to the Village that some things were drastically substandard. The Village still went ahead and built the project the way they wanted to anyway. Mr. Stoliker stated that if SSCAFCA does not approve this, the Village will do everything it is planning to do, except dump the water in the pond. Mr. Rudy stated that this scenario could be worse. Mr. Stoliker stated that if the Village does not make the connection to the pond, they have no outlet into the Corrales Main Drain. Without an outlet to the Main Drain, they have two options: they can either let the water stand there, which will end up with other problems; or they have to go back and get an outlet at some other point. To do that will require working with MRCGD, cost the Village extra money and SSCAFCA will have less control over that facility.

Mr. Metzgar stated that it would be best to convince the MRGCD Board and the chief engineer that this would be the best solution. The chief engineer is the one who will make the final decision. Mr. Stoliker stated that staff is looking for approval on the plan, as it is very reasonable and the right way to go. Mr. Rudy stated that he is concerned that funds could be lost if something is not done by June 30th, which means that things could be made worse by not approving it. Mr. Stoliker stated that MRGCD is concerned about any flow greater than SSCAFCA's 5 cfs going into their facility because it is a liability issue for them. If it overtops because MRGCD allowed excess storm water to be placed in it, they may be liable for that.

A motion was made by Donald Rudy to approve the Loma Larga drainage plan, with a statement to be contained in the approval that SSCAFCA is aware that this will not totally alleviate all of the drainage problems. Mr. Metzgar suggested that the motion be changed to read 'to approve the Loma Larga drainage project' and then have a separate motion to pursue an increase in the outflow capacity. Donald Rudy's motion to approve the drainage plan as presented was seconded by Mark Conkling. Roll call vote: Mark Conkling, yes; Richard Deubel, yes; Donald Rudy, yes; and Dub Yarbrough, no. The motion passed 3-1.

Mr. Yarbrough stated that this now puts the pressure on SSCAFCA to approach the MRGCD with regard to increasing the capacity. He believes that it is the Village's responsibility to approach the MRGCD on this matter. He stated that there are other ways

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of taking care of this problem, i.e., getting another outlet into the channel, and actively acquiring other ponding sites.

A motion was made by Donald Rudy for SSCAFCA to work with the Village of Corrales to pursue contact with MRGCD with the objective of increasing the allowable discharge rate from the Tree Farm Pond. It was seconded by Mark Conkling.

Mr. Stoliker stated that the MRGCD always listens more when there is another entity involved, especially if it is the Village. He stated that the easiest step would be to get MRGCD to increase the capacity of the outlet. He stated that the reason he has resisted right-of-way acquisition is because the protection of that area of the escarpment of Corrales is not the highest priority for the use of right-of-way funds. Mr. Rudy stated that he made his motion with the intent that SSCAFCA not spend any funds.

The motion passed 3-0, with Dub Yarbrough abstaining.

3. Action/Presentation on Tierra de Corrales Drainage Concepts.

Mr. Stoliker stated that the Tierra de Corrales subdivision is in the northwest sector of the Village of Corrales. He stated that Village ordinances allow for on-site ponding but that SSCAFCA policy does not allow that to be taken into account for modeling purposes. The facilities that SSCAFCA will be operating and maintaining will be checked by Huitt-Zollars to make sure that the 100 year fully developed condition will pass through SSCAFCA's facilities; this includes the Targhetti or Freedman Drain. The Village's facilities, roadside swales, etc., are going to be calculated based upon on-site ponding. As far as SSCAFCA is concerned, those are the Village's facilities and they are the ones in control of them. Staff's recommendation is to leave it as it is and go forward. SSCAFCA's facilities, including the Dulcelina Curtis Channel, are protected. SSCAFCA's policy allows for the Executive Engineer to allow for this variance, given that staff has taken other steps which include evaluating the flow in the area and identifying the lots that could be flooded.

Mr. Kim Kemper, of Huitt-Zollars, stated that the subdivision was laid out with the road networks in the low lying areas. There was no notable arroyo across the property. The issue comes up with respect to how to calculate on-site and off-site run-off. The policy is clear and states that it is for fully developed conditions. The property that is adjacent to this subdivision is undeveloped right now and the Village's policy is if anybody develops that area, they have to pond their own water. There were two pieces of property in the entire subdivision where they are going to do some mitigation work on so that the design comports with SSCAFCA policy and there will be no concern about the private property being affected. The Village facilities will be designed in accordance with its criteria. Mr. Rudy stated that if you have an existing developed lot and go in for a building permit, the Village will require that you have on-site ponding. Mr. Kemper also stated that the intent of

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the developer is to have a horse facility at the very northeast corner of the property. It will have an adequate berm around it to ensure that if it floods it will not dump the horse manure into SSCAFCA ' s facility.

A motion was made by Mark Conkling to approve the Tierra de Corrales Drainage concepts as presented. It was seconded by Richard Deubel.

Mr. Stoliker stated that Mr. Murphy from the Taxation and Revenue Department has reviewed the appraisal of the two lots that SSCAFCA has for sale to the project and he did not believe that the appraised value was sufficient for them to approve the sale. Mr. Metzgar stated that DFA requires that any appraisals that are done for sale or exchange of property to be approved by the appraisal department of Tax & Rev. The appraisal that was done by Bryan Godfrey on those parcels was sent to Tax & Rev. The Tax & Rev appraiser, Mr. Murphy, was not happy with the Godfrey appraisal in some respects. Mr. Metzgar stated that Mr. Murphy was informed that he was free to call Mr. Godfrey to discuss his concerns.

The motion passed unanimously.

4. Discussion/Action of Angel Road Emergency Access Elimination.

Mr. Metzgar stated that there is a project being done by Curb, Inc. that is adjacent to Corrales where Angel Road runs through and goes into Corrales. Curb filed a lawsuit to change the Angel Road easement to a different location, figuring that it would be better developed at a different location. There were many defendants because they owned land in the area that Curb is going to develop. The attorney for Curb informed him that they gave the Village five alternatives as to how to deal with Angel Road and the closing, etc. The Village picked the alternative of completely closing Angel Road to Corrales on the basis of a recent study it did on emergency services and it found that the best access point was not Angel Road. The attorney for Curb is going to send out a settlement agreement with the main defendants that will spell out this decision. The residents of Rio Rancho are not concerned because they are protected with other access points for emergency access.

Mr. Metzgar stated that the Village had also approached Curb to see if they were willing to extend the necessary water lines to go into Corrales in order to put in a hydrant. Curb agreed to this, but only if Corrales and Rio Rancho worked that out between themselves. Corrales still has an agreement with Rio Rancho to provide emergency services, which is the reason for the hydrant. The reason this whole issue has come up is because SSCAFCA is a defendant in the lawsuit as an owner. He answered the initial complaint in a very generic way because he is not sure of SSCAFCA ' s position on Angel Road. Mr. Rudy stated that he would rather not take any action until the situation is completely defined for any impact to SSCAFCA facilities.

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5. Action/Acceptance of RFP Selection for Appraisal Service: Godfrey Appraisal Services.

Mr. Stoliker stated that the RFP for appraisal services was sent out and published. SSCAFCA only received one response, which was from Godfrey Appraisal Services. Staff has looked it over and is recommending approval. Godfrey Appraisal Services is presently under contract with SSCAFCA until the end of June.

A motion was made by Richard Deubel to accept the proposal by Godfrey Appraisal Services as presented. It was seconded by Mark Conkling and passed unanimously.

6. Action/Acceptance of Contracts:

a. Legal Services: Lamb, Metzgar, Lines & Dahl, P.A.

Mr. Stoliker stated that the next contract up for renewal is that of Lamb, Metzgar, Lines & Dahl, P.A. for legal services.

A motion was made by Mark Conkling to approve the contract for legal services for Lamb, Metzgar, Lines & Dahl, P.A. as presented. It was seconded by Richard Deubel and passed unanimously.

b. Appraisal Services: Roos and Owen.

Mr. Stoliker stated that the next contract up for renewal is that of Roos and Owen for appraisal services.

A motion was made by Mark Conkling to approve the contract for appraisal services for Roos and Owen as presented. It was seconded by Richard Deubel and passed unanimously.

7. Action/Presentation of GASB Project Summaries.

Mr. Stoliker stated that the Board's packets contain the infrastructure summary, which is a summary of every project SSCAFCA has looked at and has a cost associated with that project. The cost is without right-of-way and without easements. Total on all the infrastructure is a little over \$21 million. This does not include the Harvey Jones or Dulcelina Curtis Channels. Those were done by the Corrales Watershed District and that information will still have to be gleaned from a lot of different files.

Mr. Stoliker stated that they have also done one of these summaries on land and easements. Mr. Baird stated that land is not depreciable so it will go in at cost. Infrastructure and everything else will have to be shown at some sort of depreciation. Mr. Stoliker stated that the land summary is split again into watersheds and projects.

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SSCAFCA has approximately \$7.3 million worth of land. This does include the Dulcelina Curtis and Harvey Jones Channel. SSSCAFCA owns 596.3845 acres of land. Mr. Baird will now go through these numbers and depreciate everything. It will be given one more look and the missing information will be inserted. This will need to be submitted by the end of the fiscal year, which is the end of June so that it can be audited in SSSCAFCA ' s next audit.

**CONSENT AGENDA.**

**Action/Acceptance of Minutes of:**

- a. May 25, 2004 Regular Meeting.

A motion was made by Richard Deubel to approve the minutes of the May 25, 2004 Regular Meeting as presented. It was seconded by Mark Conkling and passed unanimously.

**RECOGNITION/ACKNOWLEDGMENT OF THE TREASURER ' S REPORT FOR MAY 31, 2004.**

Mr. Conkling indicated that the Treasurer ' s Report for May 31, 2004 was in the Board members ' packets for review, acknowledgment and recognition and that he would be happy to answer any questions on it. There were no questions.

**CHAIRMAN ' S REPORT.**

Mr. Yarbrough stated that Mr. Chaney ' s business concerns have changed to where he will not be able to make Tuesday meetings from now until after the first of the year. He said that Mr. Chaney wanted to know how the Board felt about changing the Board meetings to Mondays instead of Tuesdays. Mr. Conkling stated that he has scheduled his regular employment around Tuesdays, so he will not be able to change his days. Mr. Deubel stated that he is flexible. Mr. Rudy stated that he is fairly flexible, but Tuesdays work better for him. Mr. Metzgar stated that any change would have to be done by Resolution and that the Board has already passed a Resolution that states that the meetings are scheduled for the third Tuesday of each month. The notice would also have to be republished. He does not think that it would be wise to change the day for the meeting if another Board member is not going to be able to attend. Mr. Yarbrough stated that this seems to be more of a single member ' s problem rather than the entire Board ' s problem. Mr. Conkling stated that he would see if he could possibly switch his schedule to accommodate a change in meeting days and would let Mr. Stoliker know.

Mr. Yarbrough asked what has happened on the appraisal on Lot 1A. Mr. Stoliker stated that staff hasn ' t received the approval from Tax & Rev Department. Mr. Murphy



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told him over the phone that everything looked good to him and that it should be received this week. Mr. Metzgar stated that once SSCAFCA has Tax & Rev 's approval, SSCAFCA can go forward with the sale, subject to final DFA approval.

Mr. Stoliker stated that the purchase agreement for the copy machine was signed this morning for a cost of around \$15,800.00. This was in the budget and was Board approved. He stated that a new one was purchased because when the old one would break down so often. There have been times in the past where staff has had to go to Kinko 's and pay a lot of money in order to get packets copied and mailed in a timely fashion. The new copier was placed in last year 's budget and the money has been allocated. Mr. Metzgar stated that under present policy, if it is approved in the budget, Mr. Stoliker has the authority to purchase anything up to \$10,000.00 without coming to the Board. He stated, however, that even if it is in the budget, if it is an item above \$10,000.00, it is necessary for Mr. Stoliker to come to the Board for approval. Mr. Stoliker stated that this item was taken to the Board at the previous meeting and general consensus was given for the purchase.

Mr. Yarbrough stated that he believes that Mr. Stoliker should be driving a company vehicle to and from work.

1. Discussion/Action on FY05 Bond Election.

Mr. Stoliker stated that Mr. Chaney has asked to set up a special meeting on this issue in order to have the entire Board present. Mr. Conkling stated that he doesn 't believe there is a lot of support for a bond issue. Mr. Yarbrough stated that if SSCAFCA is going to get any money from any of the entities that can grant money, the Board is looking at getting the money in a minimum of two years. SSCAFCA can have a bond election this fall at the general election and have the money almost immediately. Mr. Yarbrough stated that he personally feels that the bond election would pass by having it with the general election and it would be held at the same time that new board members are elected. Mr. Metzgar stated that if the Board feels that a general election is the place to pass a bond issue, the next general election is two years from now. During that period of time, SSCAFCA can continue to work on alternative funding, but he agrees that SSCAFCA will get no new money for at least two years. Mr. Deubel stated that today is the time to discuss this issue and he does not want to have a special meeting. Everybody knows that Mr. Chaney is against the bond election.

Mr. Conkling stated that one reason the Board may not want to go for a bond election is that it may fail, and it has failed twice in a row. Mr. Yarbrough stated that both of those were stand alone elections. Mr. Conkling stated that SSCAFCA will have to spend \$75,000.00 to run a bond election. Mr. Deubel stated that he thought the cost was closer to \$35,000.00. Mr. Conkling stated that for both failed bond elections, SSCAFCA spent \$82,000.00. Mr. Deubel stated that he did not believe the money spent on the public

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relations firm was well spent. Mr. Stoliker stated that without bond money, the bigger projects cannot get done. He stated that the development community constructs about 2/3 to 80% of all drainage improvements. SCAFCA will continue to have influence in that area by reviewing and approving these plans. SCAFCA is able to maintain its facilities without the bonds. SCAFCA is moving forward with advance right-of-way acquisition, but the major projects suffer without bond money. Mr. Deubel stated that he does not want to rely on getting any state money to get the major projects done. Mr. Conkling stated that he is willing to give it another try, but one of the main things that makes it hard is getting the information out to the public. Mr. Yarbrough stated that he is willing to try it again also. Mr. Conkling stated that there was some benefit that came from the defeat because the Board started looking at other options. He stated that the Sportsplex and the Enchanted Hills School would both be really good projects, but he is not real excited about possibly losing again.

Mr. Stoliker stated that there is a huge amount of development happening right now, which will continue. Right now, SCAFCA staff has a lot to do because of the development. He stated that if he has bond money, he will continue to do the projects. If he doesn't have bond money, staff fills the day with other work. Mr. Conkling stated that they are at the top of the development peak right now in Rio Rancho; 85% of all the drainage that is getting built is being done by the developers. He stated that if SCAFCA had to go out now to build drainage facilities, it would have to pay more than it would in a down economic cycle. Mr. Rudy stated that everything that has pointed to success on passing bonds says that large turnout and general elections are the times that they pass. Mr. Yarbrough stated that he believes this coming election will be one of the biggest in recent years.

Mr. Deubel asked how much SCAFCA spent in advertising in the years that the bonds passed. Mr. Stoliker stated that SCAFCA has gone out for bonds four times; two of which passed. He stated that in 1998 SCAFCA spent approximately \$500.00 to \$1,000.00 on brochures. If a bond election was not advertised at all, it would cost less than \$30,000.00. What happens is that Sandoval County splits up the total cost of the ballot and everybody who has space on it is charged a pro-rated cost based on the amount of space you have on the ballot. Mr. Rudy stated that every time SCAFCA does something or has an agreement with a developer, it should go into the news media. SCAFCA needs to keep its name in the news media as much as possible. Mr. Metzgar stated that if the Board wants to go for a bond election, it should meet with its bond counsel as soon as possible to get everything going.

A motion was made by Mark Conkling to go forward with a bond election this November in order to build at least two projects, the Sportsplex Dam and the Enchanted Hills School. It was seconded by Donald Rudy and passed unanimously.

## **BOARD OF DIRECTORS COMMENTS.**

None.

**ACTION/ACCEPTANCE OF RESOLUTION 2004-9 - INFRASTRUCTURE CAPITAL IMPROVEMENTS PLAN (ICIP).**

Mr. Stoliker stated that staff has gone through and identified SSSAFCA ' s priorities. Page 7 of the Plan identifies the Montoyas Dam site as SSSAFCA ' s number one priority, which is the Sportsplex Dam. Page 8 contains Obregon Road, which is the Enchanted Hills school project. He stated that Obregon Road project is a piping system on the north side of Obregon Road and has a drop inlet. He stated that the Resolution is simply to set forth SSSAFCA ' s priorities with regard to its projects. Mr. Stoliker reviewed the packet with the Board.

A motion was made by Donald Rudy to approve Resolution 2004-9 as presented. It was seconded by Richard Deubel. Roll call vote: Mark Conkling, yes; Richard Deubel, yes; Donald Rudy, yes; and Dub Yarbrough, yes. The resolution was approved 4-0.

**ACTION/ACCEPTANCE OF RESOLUTION 2004-10 - DISPOSITION OF TANGIBLE PERSONAL PROPERTY.**

Mr. Stoliker stated that Resolution 2004-10 deals with disposing of the old copier. SSSAFCA must do this by Resolution.

A motion was made by Mark Conkling to approve Resolution 2004-10 as presented. It was seconded by Donald Rudy. Roll call vote: Mark Conkling, yes; Richard Deubel, yes; Donald Rudy, yes; and Dub Yarbrough, yes. The resolution was approved 4-0.

**ATTORNEY ' S REPORT.**

Mr. Metzgar stated that SSSAFCA has been notified that an agreement that SSSAFCA entered into with some property owners on the Dam 4 to 1 Project is being questioned by the parties and they are saying that SSSAFCA did not live up to its part of that agreement. He will go over this issue with the Executive Committee to determine what needs to be done.

**PUBLIC FORUM.** None.

**FOR BOARD INFORMATION:**

- a. May 17, 2004 Letter to Byron Voirin With His Signed Approval of the Proposed Options for Fencing and Property Exchange Arrangements.

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Mr. Stoliker stated that this is contained in the Board ' s packets. Mr. Stoliker stated that SSCAFCA wanted to do this because it wanted Mr. Voirin ' s property ownership out of the channel proper, which would benefit SSCAFCA.

- b. May 25, 2004 Letter to Charlie Trujillo Regarding the Unser Boulevard Transportation Alignment Study.

Mr. Stoliker stated that this is contained in the Board ' s packets.

- c. May 26, 2004 Letter to Mike Castillo Regarding the Venada Arroyo Property Donation.

Mr. Stoliker stated that this is contained in the Board ' s packets.

- d. Certificate of Appreciation Received for Volunteers Jim Service and David Stoliker for Participation in the 6th Annual Great American Cleanup in Rio Rancho Held on May 10, 2004.

Mr. Stoliker stated that this is contained in the Board ' s packets.

- e. The Following were Underground Utility Crossing Requests:

- 1) June 1, 2004 Michelle Gallegos, PNM, Montoyas;
- 2) June 3, 2004 Katie Reyes, Qwest, Encantado Channel;
- 3) June 3, 2004 Katie Reyes, Qwest, Encantado Channel.

Mr. Stoliker stated that these are contained in the Board ' s packets.

- f. List of Action Items from the May 25, 2004 Board Meeting Sent to the Local Newspapers and Published on the Web.

Mr. Stoliker stated that this is contained in the Board ' s packets. Mr. Deubel stated that this is an attempt to publicize what happens at the SSCAFCA meetings. He stated that more people read the paper than access SSCAFCA ' s website and that this would hopefully be published in the paper as a public service announcement. Mr. Stoliker stated that to have this published in the paper would cost approximately \$150.00 per month. Mr. Baird stated that the first step might be to have David Stoliker consult with members of the media to find out the best and cheapest way to publish.

- g. Budget Transmittal to DFA.

Mr. Stoliker stated that this is contained in the Board ' s packets.

- h. June 4, 2004 SSCAFCA/AMREP SW, Inc. Venada Donation IRS Forms 8283 for Charitable Donation.

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Mr. Stoliker stated that this is contained in the Board ' s packets. He stated that Mr. Metzgar will review this form to make sure everything is okay and, if it is, the Chairman will sign it. Mr. Metzgar stated that the form is fine; by signing it, SSCAFCA is not agreeing with the property values that AMREP has placed on the form.

i. The Following Developments were Reviewed by Staff and Comments Provided to the Engineer:

Northern Meadows Unit 11: approximately 93 acres, approximately 490 dwelling units, approximately 153 cfs discharge;

The Following Infrastructure Plans Have Been Approved by Staff:

Northern Meadows Unit 20A & 20B: 29.96 acres, 147 dwelling units, approximately 55 cfs discharge;

Desert Ridge Subdivision: 11.85 acres, 72 dwelling units, approximately 45 cfs discharge;

Cabazon Phase I: Western Hills Road, Cabazon Road and Trail Side Road.

j. Task Order from ASCG for AMREP Recognition Award.

Mr. Stoliker stated that this is contained in the Board ' s packets.

k. Nominating Petitions are due by June 22, 2004 for the Board of Directors Election to be held on November 2, 2004.

Mr. Stoliker stated that he wanted to be sure everybody was aware of this deadline.

l. June 3, 2004 Letter from Jack Eichorn of High Desert Regarding Issuance of a 404 Permit for Mariposa East Project.

Mr. Stoliker stated that this is contained in the Board ' s packets.

m. June 3, 2004 Letter to Ronald Bohannan Regarding Enchanted Vista Apartments Drainage Plan.

Mr. Stoliker stated that this is contained in the Board ' s packets.

n. June 4, 2004 Letter to Mayor Owen from FEMA Regarding a LOMR for Enchanted Hills Master Drainage Plan.

Mr. Stoliker stated that this is contained in the Board ' s packets. This has been in the works for quite some time and FEMA has now approved it.

**OTHER BUSINESS.**

None.

**BOARD OF DIRECTORS REGULAR MEETING**

**JUNE 15, 2004**

**ADJOURNMENT.**

A motion was made by Mark Conkling and seconded by Richard Deubel to adjourn the meeting. It was carried unanimously. Meeting adjourned at 4:15 p.m.

*Richard Deubel*

RICHARD DEUBEL  
Secretary

DUB YARBROUGH  
Chairman

*"Dub" Yarbrough*  
*Wm @ Yarbrough*

DATE APPROVED:

C:\Documents and Settings\Administrator\My Documents\Board Minutes\Minutes.6.15.04.doc