

**SOUTHERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY  
(SSCAFCA)  
MINUTES OF JUNE 18, 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 9:00 a.m.

**ROLL CALL OF DIRECTORS.**

Directors in attendance were John Chaney, Mark Conkling, Steve House, Donald Rudy and Dub Yarbrough. 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 John Chaney 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.

**STAFF REPORTS.**

**Executive Engineer:**

1. Discussion of moving SSCAFCA Building Addition Dedication to August 20th.

Mr. Stoliker stated that staff has not received the response from the LEED Foundation on whether it's platinum or not. We have been told by the Architect that this is very common. Staff is asking to move the dedication from July to August to ensure receipt of the platinum certification. Mr. Conkling suggested setting the dedication for the first meeting after certification is received.

2. Action/Acceptance of contract renewal with RBC Capital Markets for Financial Advisor On-Call Services.

Mr. Stoliker stated that there is no change in the contract amount with RBC Capital Markets. A motion was made by Donald Rudy to accept the contract renewal as presented. It was seconded by John Chaney and carried unanimously.

3. Action/Acceptance of contract renewal with Hughes Law, LLC for Bond Counsel On-Call Services.

Mr. Stoliker stated that there is no change in the contract amount with Hughes Law, LLC. A motion was made by Donald Rudy to accept the contract renewal as presented. It was seconded by John Chaney and carried unanimously.

4. Action/Acceptance of contract renewal with Crowley & Gribble, P.C. for Legal Counsel On-Call Services.

Mr. Stoliker stated that this contract is for renewal of Mr. Metzgar's contract and contains an increase of \$5.00 per hour. The last time there was an increase was 2008. Staff is recommending approval. A motion was made by John Chaney to accept the contract renewal as presented. It was seconded by Donald Rudy and carried unanimously.

5. Action/Acceptance of Selection/Agreement for Janitorial Services with Connie's Complete Cleaning Service.

Mr. Stoliker stated that this contract was just bid out and is about \$1,200.00 per month and includes four days per week. This is a new four year bid, but SSCAFCA has worked with Connie for many years. A motion was made by Steve House to accept the contract as presented. It was seconded by Donald Rudy and carried unanimously.

6. Action/Acceptance of Selection/Agreement for Fencing and Fence Repair On-Call Services with American Fence Company of New Mexico.

Mr. Stoliker stated that the last time SSCAFCA had a fencing contract it was significantly less. SSCAFCA was getting fencing for under \$2.00 per lineal foot, and this is higher, but SSCAFCA hasn't had a fencing contractor for a while. SSCAFCA has a budget in FY11 of \$20,000.00 for fencing, and the idea is that when it needs to have fencing repaired or get new fence put up, this is the contract that will be used. This was put out to bid. The last time it was bid, there was only one bidder and was about eight years ago. This time, there were three bidders, and this is the lowest bid.

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

7. Discussion of Sick Leave Policy.

Mr. Conkling stated that he wanted to refer the vacation policy matter to the Executive Committee because the work hasn't been completed on it yet, but that the Sick Leave policy can be considered today.

Mr. Stoliker stated that a Board Member brought to his attention that a few months ago there were six City of Albuquerque employees who received a huge payout at retirement. They got paid for sick and annual leave not taken. The Personnel Committee wanted to discuss this and any possible ramifications to SSCAFCA in its policy. Since that time, the Committee has been looking at the leave policy, specifically, annual and sick leave. The idea is that the Personnel Committee and the Executive Committee have a strong desire to make sick leave just be used when a person is sick. The City of Albuquerque allowed a person to accrue up to 1,200 hours and convert it, at the end of the year, if a certain amount is exceeded, into annual leave or money at a conversion rate. That is a benefit to the employees. The Board has looked at conversion of excess sick leave into receiving pay or annual leave; and whether at retirement there should be a conversion rate.

Mr. Conkling stated that they have looked at this in terms of policy and as an impact on an employee. Given the general structure of the discussion, he is asking for Board comments on this particular issue. Mr. Chaney stated that sick leave is just that, it's not salary, and that it should be accrued up to a certain level and used when a person is sick, but should not be converted to a bonus at the end of an employee's term. Mr. Rudy stated that he wants an employee to be able to take time off for sickness, be it major or minor, for protection of the employee and SSCAFCA. Mr. House stated that he agrees that sick time is for when you're sick and vacation time is just that. Mr. Yarbrough stated that just because these other entities are doing something, he asked why SSCAFCA should be obligated to do the same thing. Mr. Conkling stated that this is just a comparison and SSCAFCA is not obligated to provide the same benefit. Mr. Yarbrough stated that the presentation did not leave an option to leave the policy as it is now. He strongly believes that sick leave should be sick leave with no conversion to cash.

Mr. Conkling stated that they also talked about the worst possible case, in which someone gets very, very sick and they've banked up unlimited sick time. Effectively, it would not be unlimited, because if someone were that sick, before six months of sick time is paid, normally there is conversion to disability status with the State or Social Security, so that they don't continue on sick time past 180 days. Mr. Stoliker stated that Pam McGrath is one employee who did get extremely ill while working at

SSCAFCA. Generally, with four months the doctors look at it to decide if the person will be able to go back to work any time soon. At about six months, they've made their decision so you have to have enough time for them to do the paperwork. With Laura, the paperwork was being done within the first month or so.

Mr. Conkling stated that the Personnel Committee decided to not re-visit the budget on salary. SSCAFCA survived the Stoliker retirement and re-hiring. He believes that there is substantial agreement for Option Number 2 on the chart. The sick leave annual accrual is 104 hours, which is very standard across the board. Mr. Metzgar stated that the present Personnel Policy is for accrual up to a maximum of 1,200 hours.

Mr. Rudy stated that without any controls, it is possible for a person approaching retirement to take all of their sick time right at the end and functionally retire several months early. Mr. Metzgar stated that this cannot be done because any time you take sick leave more than three days in a row you need a doctor's note. Mr. Chaney stated that the committee had discussed the possibility of raising the limit from 1,200. Mr. Stoliker stated that when an employee leaves and is on an extended sick leave, they actually have to be approved to come back. If they've lost their skills, they don't have to be accepted back. He has never heard of such a situation. Mr. Metzgar stated that if a person is on extended leave and is trying to get social security or disability, it is going to take at least six months. Mr. Conkling suggested going to 1,520 maximum accrual, which is almost nine months; 1,200 hours is about seven months.

A motion was made by Donald Rudy to approve the 1,200 hours with no conversion to vacation time and no payment. It was seconded by John Chaney and passed unanimously.

8. Viewing of Planning Process for Flood Control Projects – Obregon Pond Video.

A video of the Obregon Pond planning process was shown to the Board. Mr. Conkling stated that he desired that the word "park" be inserted into the video. It will be revisited with Edithouse. Mr. Chaney stated that he has had some complaints from some constituents about SSCAFCA's advertising on the radio and that it is inappropriate. The piece that is running is a sponsorship of breaking weather alerts on KKOB 770 and the emergency alert station for the metro region. It is not a commercial message about SSCAFCA. It is a sponsorship bringing breaking weather alerts to listeners and which are focused on monsoon rain patterns. Mr. Chaney stated that he thinks it might need to be more of an infomercial. The ads are similar to some that AMAFCA runs, which are more heavily campaign oriented on staying out of ditches and water safety issues. This is a smaller piece but focused on educating people during monsoon rains that arroyos are dangerous places to be. As part of that you can get a weather alert on your phone if you've opted into the system.

Mr. Stoliker stated that ex-mayor Kanin is adamant that this is the absolute worst thing that SSCAFCA has ever done. He does not believe that any money should be spent on it. But, by and large, the people he has spoken with are for it. The emergency services people love it. A total of \$5,000.00 will be spent on it through the summer (about \$600.00 per month) and has received more attention than anything that SSCAFCA has ever done. It is intended as a public service announcement and might need to be revisited to make it sound more like a public service announcement rather than a commercial.

**9. Action/Approval of Easement Vacation along Unser Blvd. for XRAYNM.**

Mr. Stoliker stated that XRAYNM, Petroglyph Development, is located right across from the new hospital at Unser and 19th. It is a development in the works for a long period of time and is very important to the City. They want a vacation of an easement that SSCAFCA has right along Unser that was given to SSCAFCA by Ken Curtis of the City a number of years ago. The issue has been brought to the Board and the Board has okayed the vacation of the easement and the development itself. Petroglyph wants it vacated prior to them completing the development. Along with that is an issue on which the Executive Committee has met, where the Board previously agreed to XRAYNM putting in a pond and would also include quality of life amenities, such as a park, which would be operated and maintained by the City Parks & Recreation Department. There is an issue with the cost of the development where the developers claim they couldn't do everything. They felt that something had to be given up, so they decided to give up the park and kept everything else that SSCAFCA required, which are the pipes across Unser and different drainage amenities. The Executive Committee and the Chairman were pretty adamant about keeping the park in there.

Mr. Stoliker stated that the Developer agreed, and the Board approved, that the Developer has to take care of its drainage on-site, handle any pass through drainage and does water quality on site. The Developer is still doing that. The Developer also agreed to do a pond off-site; buy some land for that pond off-site and in exchange for that SSCAFCA would give up its easement. The concern is that the Developer thought there was a limit on the cost of that pond of \$50,000.00, besides the cost of the land. The cost of the land was pretty high. When staff started working with the Developer the costs for the park and the landscaping and everything else came into play. The Developer claimed it did not understand all the costs that would be added.

Mr. Conkling stated that this matter came to SSCAFCA because the City was recommending that part of what the Developer was required to do would be dropped. This was under the belief that the Developer and the City had reached an agreement that had stretched everybody to the limit. This put SSCAFCA in the position of not getting its soccer field and park at the recommendation of the City itself. This raised an issue

beyond XRAYNM. SCAFCA's vision should not be compromised because of someone else's dream not being realized. The Executive Committee looked for a way to compromise without giving up its vision. One of the things is, knowing that the pipe under Unser would not be needed for several years; that SCAFCA could assume that cost at a later bond issue and that the Developer would keep the amenities as agreed. Mr. Chaney stated that there was also a cheaper way to put the pipes under Unser. That is, to close down Unser and open up the road and lay the pipes down. The City wanted to bore. Mr. Stoliker stated that SCAFCA has signed plans that say that the Developer is going to build the park. It really became a matter of money.

John MacKenzie, of D. Mark Goodwin & Associates, stated that they were before the Board a couple of months ago requesting vacation of the easement. They started working on the Petroglyph development in the early part of last year. The intent was to have a 20 acre development on the southwest corner of 19th Avenue and Unser. There was a development plan taken to the City that consisted of a zoning change and a master plan approval. There was a drainage report also submitted to both the City and SCAFCA and went through numerous reviews. It is his understanding that it has been approved. The City of Rio Rancho owns Tract A along the frontage of Unser and the Petroglyph development is somewhat on hold because the desire is for the City to sell a part of that Parcel A along Unser to the Developer. That is being exercised in conjunction with the SAD work that is going on. Both of these are outside the Petroglyph development.

Mr. MacKenzie stated that the Petroglyph development is not proceeding right now; the sale of Parcel A from the City to the Developer and the SAD are happening right now. There was a plan to build a pond along Unser in connection with the SAD. Petroglyph got with the City and made changes to that pond to make it larger. The intent was to accommodate the park at some point in the future. What's happened is that it's somewhat gone awry in terms of the original Petroglyph development having a drainage plan in connection with that development. Now there is an interim condition that is happening without the Petroglyph development that consists of enlarging the pond right now, which work is ongoing. They also want to close on Parcel A, which involves a vacation of the easement and a new plat identifying that vacation.

The SAD pond did not get SCAFCA approval originally, as that was a City pond. The one that SCAFCA approved involved the configuration of the pond as intended to extend further to the west and take two or three additional lots provided by Petroglyph. There are some SCAFCA required items that are not in the specific design for the pond expansion. His understanding is that the City is going to maintain that pond during an interim period until the Developer can provide the needed requirement for which SCAFCA has asked. The City and Petroglyph have their separate agreement for that.

Mr. Stoliker stated that there are two "ponds" that are being built. One is by the City and is an SAD pond which will be operated and maintained by the City. That is being built right now. After that, the Developer was going to come in and improve and expand that pond to put in the park, gravel mulch, etc. Mr. Stoliker stated that he believes that Petroglyph's agreement with the City was changed to expand the pond more and take out the park. Mr. MacKenzie stated that the engineering plan did not have parks in there; it had SSCAFCA required items in there and what happened was the items became too expensive, so some were pulled out, such as gravel mulch, etc. There are still 6:1 slopes and one access point into the pond, per the original City requirements.

Mr. MacKenzie stated that the Developer wants to meet all of SSCAFCA's requirements when the development comes online in the future, but there is an interim condition where something is needed now, but the other provisions won't be done until the future. To get through the interim conditions, the Developer needs for SSCAFCA to release its easement now, but the Developer will not meet the requirements of SSCAFCA's drainage plan now. Mr. MacKenzie stated that there is a pipe needed under Unser and there were three pipes in connection with the SAD that were taken out of the SAD. They looked at putting that back in. The expense of the drainage improvements, along with the park improvements and the crossing at Unser blew the budget. He stated that there is a ponding capacity issue with the pipes. They can increase the size of the drainage facility and not do the pipes and put in the park, but the park would have to be elevated in order for this to work. To get the park, the pipes are needed. If you lower the pond and provide more capacity, then you don't need the pipes.

Mr. Yarbrough stated that he is tired of SSCAFCA coming up on the short end of the stick. He suggested possibly getting a bond from the Developer if this issue arises in the future so that SSCAFCA's requirements will be met.

Scott Sensanbaugher, City Engineer with the City Public Works Department, stated that, first of all, the City is not requesting that there be an interim condition or that the park be done away with. Mr. Conkling stated that the City's Development Director called SSCAFCA and said that SSCAFCA would have to do away with the park for now. The City does have a bond from the Developer that they're holding that would be for this interim condition. Ideally, he would prefer the complete improvements to be built now. He stated that it behooves the City to ensure SSCAFCA's requirements are upheld. The Developer approached the City and said they couldn't do it all right now, but that they could provide some money up front to build it in phases. The first phase, which is needed right away, and doesn't matter if the development is built or not, is because the SAD is under construction and is nearing completion. The City was at the stage where it had a contractor sitting idle and needed to get the pond finished. They agreed that the Developer would give the City cash that the City is using to supplement the money they are spending on the SAD. That is going to build this pond as

it is drawn out. There were quite a few modifications from the Developer's original plan that needed to be done to bring it up to SSCAFCA standards.

Randall Carroll, Flood Plain Manager for the City of Rio Rancho, stated that one of the questions that were asked was what are the changes to what have been agreed to by SSCAFCA and what is currently being built. Changes are 1) the gravel mulch protection for the side slopes has been eliminated for the interim pond; 2) SSCAFCA required two access ramps, the SAD only had one; 3) the soccer field included some retaining walls to create the proper area for the soccer field. The retaining walls are being eliminated and the walls have 6:1 slopes in the pond area. The pond has not gotten any deeper from the approved plans. There is still a two level pond, the elevation difference being about three feet. The interim pond agreement between the City and XRAYNM did eliminate some of the SSCAFCA requirements.

Mr. Sensanbaugher stated that the City holds a bond to ensure that SSCAFCA's requirements are met, in addition to having been paid cash by the Developer. The City will not release the bond until the pond is brought up to SSCAFCA's standards. Mr. Stoliker stated that he doesn't believe that staff approved the changes. Mr. Sensanbaugher stated that they had numerous conversations with staff regarding these changes. The pond will be built per SSCAFCA's standards. He stated that the final condition has all of the side slopes, it has the inlets, it has the access points that meet all of SSCAFCA's requirements. These plans do not include the quality of life park improvement. The bond does not cover the park – only the approved plans.

Mr. Rudy asked if the development in that area are capable of handling what is going on in the interim and in the final condition. Mr. Stoliker stated that the system works today with no development upstream. Presbyterian Hospital put in a huge pipe on the east side of Unser that will accept all the flow and was master planned.

Mr. Carroll stated that there are currently three culvert pipes going under Unser that connect to the storm drain system that goes around the south side of the hospital to the AMAFCA facility. According to the original SAD 7A report, there would have been required three more additional penetrations of 48" pipes to be bored under Unser and the current hospital design actually has three stub outs waiting for those pipes to be put in. In the current development state of the Unit 10 area, including the current development state of XRAYNM, the pond is functional without any of the additional penetrations. One of the requirements in XRAYNM's drainage reports is that when they develop the site, they have to punch one of the penetrations. That will be adequate for their additional development. As Unit 10 builds out, then the City is responsible for the other two penetrations at the trigger points of the level of build out of Unit 10.

Mr. House suggested that the Board task its staff with coming back with a contract modification or recommendation or time line to ensure that SSCAFCA gets what



it agreed to but work with the others involved. Mr. Conkling stated that the Executive Committee took a stab at an agreement and then the Executive Director modified the agreement which includes issues like SSCAFCA releasing the agreement, the Developer giving an easement over the pond in exchange, and then the Developer, in constructing all the improvements, including the park, but that SSCAFCA does the pipe at a later date, thereby freeing up the funds for the park.

Mr. Yarbrough stated that he believes that a special session with the City and the engineering entities to go over this instead of letting the Executive Committee make the final recommendation without the full Board approval. He stated that this issue should be deferred until some conclusion could be reached. Mr. Conkling stated that this is already under construction and is already being built. Mr. Chaney asked if it would be acceptable to the Developer to do the project as he agreed, but with deferred time lines on various stages. If so, he asked that the Developer come to SSCAFCA with a proposal. A decision can't really be made right now because everything is up in the air, but if there was a firm proposal about when things could be done, an agreement could be entered into. Mr. Stoliker stated that the City's agreement with the Developer has time lines in there with regard to the first permit.

Mr. Carroll stated that one of the reasons that the interim pond is so important for the City is that the SAD has a limited time to be completed. The deadline is quickly approaching. In order to get this pond built so that the City's contractor can demobilize and not be faced with any other penalties, this interim pond is something that will work and will allow him to complete his job on the SAD. Mr. Carroll has already provided his contractor with a set of drawings that were provided by XRAYNM's engineer to produce an interim pond that will work. He stated that the interim condition in no way affects the ability to create those amenities and changes that SSCAFCA has already approved. Mr. Conkling stated that this is no problem, but that something needs to be in the agreement between the City and the Developer that the Developer will finish the quality of life improvements by a certain date. Mr. Stoliker stated that it was so important that the Board express its desire to have the quality of life feature. That has been lost in this conversation. The City was acting in its best role to try to protect SSCAFCA's drainage features and was trying to do the right thing. This discussion has helped everyone understand how important it is to SSCAFCA for it to have its quality of life features in projects. He asked that the Board allow the Executive Committee to work on an agreement to include a vacation of its easement and inclusion of the park; however it needs to be worked out.

A motion was made by Steven House to allow the Executive Committee to work on an agreement to include a vacation of its easement and inclusion of the park; however it needs to be worked out. It was seconded by Donald Rudy.

Mr. Conkling stated that the problem is that SSCAFCA might have to pay for some of the project at a later date, which hits the nail on the head. SSCAFCA should not have to pay for any of the project based on its signed agreement. Mr. Stoliker stated that it is very important that SSCAFCA vacate its easement, work out the situation with the City and the Developer on getting the park in there with the quality of life improvements and everything that SSCAFCA has asked for done, and maybe have to include SSCAFCA supplement the funding for the project. In return for that, SSCAFCA would get back the impact fees to pay for this over time. It makes sense to put in all the pipes at the time that the road is bored.

Mr. House restated his motion to let staff and the Executive Committee handle this issue and report back to the Board for recommendation at the next meeting. It was seconded by Donald Rudy.

Mr. Sensanbaugher stated that the City is already building an interim pond to get the SAD done. The motion is fine with the City. Mr. Conkling asked the Developer if there was a certain point in time when it would have the funds to develop the park. Mr. MacKenzie stated that the item in question is the drainage under Unser, which helps the entire SAD 7. Mr. Yarbrough asked if there was any way that the City could modify that bond to insert SSCAFCA's name in it to ensure the park gets built. Mr. Metzgar stated that he doesn't know if that can be done. He stated that the important thing right now is to get a separate agreement with XRAYNM to get its commitment with regard to David's suggestion. The City will not release its bond until SSCAFCA's requirements are satisfied, which is another protection for SSCAFCA. The thing that is needed is the separate agreement to put in writing what everybody is agreeing to do.

The motion passed 4-1.

**Fiscal Services Director:**

1. Recognition/Acknowledgment of the Fiscal Services Report for May 31, 2010.

Ms. Sandra Parker stated that the operating property tax revenue after eleven months is 40.8% higher than at the same time last fiscal year. The debt service property tax revenue is 14.5% higher. The debt service increase is the best indicator as to the growth in SSCAFCA's jurisdiction because the mil rate remains unchanged. The general fund expenditures fiscal year to date through May 31st is at 69.55% of the total budget and SSCAFCA is currently 92% through the fiscal year. There were 33 single family residential permits issued by the City for the month of May, bringing the total for the calendar year to 203. This is 48% lower than the number of permits issued at the same time last year. The interest earned on funds invested through the Treasurer's Office is at a rate of .136% for the month of May. The current yield on a 91 day U.S. T-bill is at

0.81% Debbie asked her to mention that there are funds invested at Wells Fargo. There is a 6 month CD for \$750,000 and a 7 month CD for \$250,000 at First Community Bank. Wells Fargo is earning .33% and First Community Bank is at .7%. The FDIC insured amount is \$250,000 at Wells Fargo. Anything above that is collateralized at 102%.

Mr. Conkling stated that these were the only two banks that responded to SSCAFCA's RFP. The \$1 million that was invested with the state investors' pool has been moved to these two banks as stated. Mr. Chaney stated that growth is collapsing in Rio Rancho and that he doesn't think that SSCAFCA can bank on heavily increasing tax revenues. The County has increased all the values of the property so the per-capita revenue coming in is higher which benefits SSCAFCA.

**Field Services Director:**

1. **Discussion of Monsoon Preparation (Harvey Jones Channel dredging).**

Mr. Jim Service stated that they have been able to take care of most of the structures on the list. He went over each facility that is ready for the monsoon. He stated that with regard to the Harvey Jones Channel they had a request to de-water and de-silt the Channel from the Corrales Road Bridge to the outlet. They had it scheduled about a month ago but unfortunately the release from Cochiti backed up the amount of water from the river into the channel. They had to wait until that water level dropped to get the water level down to the point to get the silt in condition to actually move the silt out into the outlet tab to dry out to ultimately move it to Dam 1 in Corrales. During this process, one of the things that happened is that from the Corrales Road Bridge to the outlet, they tried to clean that out on an as-needed basis instead of an annual cleaning because of the cost. Between cleanings, it turns into a macro eco-system in that it has water and silt and is attractive to some Bosque species. What has happened is that there is a group of soft shelled turtles that have moved in there. In the process of cleaning it out, there are some concerns by some citizens of Corrales about these turtles. He stated that they have talked to the Fish & Game Department and got the best information for the turtles to get out of the area in which they are working and let the turtles make their way back to the Bosque. This includes de-watering, which will be finished today. The turtles will recognize that something is going on within their environment and they will make their way back to the river. The silt will be stock piled in a level not to exceed two feet, which is the recommendation, so that as it dries out, the turtles will make their way out of there back to the Bosque.

Mr. Service stated that the last thing that has happened there is with regard to the fish. The only thing that is in there are carp and possibly catfish. The silt will be moved out by the end of the next week and will take a couple of weeks to dry out. They will then move it up to Dam 1. Mr. Conkling stated that an article will be coming out soon

with regard to SSCAFCA's efforts in this regard which should be beneficial to SSCAFCA with regard to the turtles.

Mr. Yarbrough asked if there would be any excavation on the inlet of the Harvey Jones Channel. Mr. Service stated that they do have it scheduled to take it down to the weep holes around the box, but that's it for right now.

**Environmental Services Director:**

1. Discussion of:
  - a. SSCAFCA Development Process Manual (DPM) on Webpage ([www.sscafca.com](http://www.sscafca.com));
  - b. In-house production of Watershed Maps;
  - c. APWA Presentation on GI/LID (April 29, 2010); and
  - d. MS4 Conference June 21st – 24th in Santa Fe.

Mr. Trevor Alsop stated SSCAFCA has published the DPM chapters on its website. Staff is producing all of the watershed and facility maps in house now. They are at a point where they have the knowledge level and means to produce high quality maps. Outsourcing this duty was inefficient due to the fast changing information. He recently made a presentation to the APWA regarding green infrastructure and low impact development practices, which highlighted what was done with SSCAFCA's building trying to engage different organizations in how to employ these different practices for both water quality purposes and water conversation as well. There is also an upcoming EPA conference that is held every year for the MS4 permittees, of which SSCAFCA is a member. He and David will be attending the meeting in Santa Fe next week. This will give them a chance to get together with other similar entities to discuss how best to implement these programs and comply with EPA regulations.

**CHAIRMAN'S REPORT.**

Mr. Conkling stated that SSCAFCA has been inundated by new information associated with XRAYNM and the changes, etc. over these last ten days. SSCAFCA reacted by having a couple of Executive Committee meetings with its attorney and XRAYNM. He thanked the City employees for being here at the meeting and clarifying the situation, but that he appreciates the working relationship that SSCAFCA has with the City.

Mr. Conkling stated that as the financial world changes, SSCAFCA is being inundated with requests to help with problems, which is not surprising. The scope of responsibility is so much greater than its resources that SSCAFCA can't help everybody. He recommended teaming up with its other agency relationships to try to make the problems smaller. This is done with brain power instead of money. One way of doing

this is that whenever SSCAFCA is asked to put money into an infrastructure project, that it team up with the "asker" and put on-lot ponding in that area. SSCAFCA could provide five or six plans, at no charge, that could be used for the ponding. SSCAFCA could then lobby to have itself included in the Certificate of Occupancy stage so that the on-lot pond is inspected and approved along with the inspection of the building. This will take an ordinance, but it would not take a lot of money.

Mr. Chaney stated that in the future where there is a breakdown that causes a crisis in a project, he would like to see the response be put on hold a minute and come to SSCAFCA first before changes are made. Mr. Conkling stated that SSCAFCA has received a request from the City to help with SAD 9 and a regional storm drainage facility to cost share. This would be a good time to talk about on-lot ponding and the drainage assessment.

**BOARD OF DIRECTOR'S COMMENTS.**

Mr. Rudy stated that last Saturday the Water Assembly had an all day conference. He has participated with them and they are involved more in water supply, but it turns out that SSCAFCA's flood control projects do impact on water supply and conservation. He continues to work with them.

Mr. Rudy stated that the Executive board of the Council of Governments has an executive from "the flood control authorities." AMAFCA and SSCAFCA share this position and alternate each year. In the past, when SSCAFCA has the position, they appoint both the member and the alternate. In talking with Dan Lyon, of AMAFCA, Mr. Lyon suggested that each entity appoint one individual. For instance, in this coming year, when the AMAFCA representative is the active member of the executive board, then the SSCAFCA member could be the alternate. This way, it keeps both the flood control authorities involved rather than one being in 100% and the other being out of it. This should work more effectively. The Village of Corrales and the Town of Bernalillo already have this policy in place.

**COMMITTEE REPORTS.**

None.

**ACTION/APPROVAL OF THE MINUTES OF APRIL 16, 2010.**

A motion was made by Donald Rudy to approve the minutes of April 16, 2010 as presented. It was seconded by Steve House 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. City Center Facility Plan was signed by the Executive Engineer on April 13, 2010.
2. Westside Channel construction is anticipated to begin July 1, 2010.
3. SSCAFCA received the ACEC Award for Engineering Excellence for the Innovative Art of Flood Control for Sunset Pond.
4. ACEC presented David Stoliker the Professional leadership Award for his accomplishments in a professional organization.
5. Approval of Budget Adjustment by Department of Finance and Administration.
6. SSCAFCA invested \$750,000 in a 6-month CD at Wells Fargo, and \$250,000 in a 7-month CD at First Community Bank at interest rates of .33% and .70% APY respectively as a result of its Request for Proposals for short-term investments.
7. SSCAFCA would like to welcome Priscilla Serencha who started June 1, 2010 as the new part-time Receptionist/File Clerk.
8. The Audit Contract with Mackie Reid & Company, PA was signed on June 11, 2010.
9. June 10, 2010 correspondence from the Department of Finance and Administration granting interim approval for the 2010-2011 fiscal year budget.
10. SSCAFCA took part in the Greenbuilt Commercial Tour on June 16th.
11. May 27, 2010 correspondence to Allen Douglas Construction regarding disqualification for Invitation for Bids for Fence & Fence Repair.

**PUBLIC FORUM.**

Ron Reader, a citizen of Corrales, stated that with regard to the discussion about the easement situation, he heard a couple of times, comments from the City and Mr. Stoliker that led him to believe that communication on this particular issue was not good.

Hopefully that will improve. It seems to him that the bottom line is that the City and the Developer have blown their budgets and are asking SSCAFCA to pick up the difference. The amount of that difference would be putting the pipes under Unser. SSCAFCA's role is not to contribute to commercial development of Rio Rancho and has its own needs and goals. If SSCAFCA is going to be investing in this effort to make sure it comes to completion, it should get something in return. He stated that he agrees with the importance of local ponding in future development. The reports he's seen state that the current Corrales Codes state that there should be on-site ponding, which is not quite true. WHPacific chose to focus on one statement in the general section of the Code of Ordinances, but ignored about five pages of detailed ordinances having to do with storm water retention. The facts are that, currently, the ordinances in Corrales only apply to property that is being developed, not to property that is undeveloped. The second is that the ponding requirement is only to compensate for impervious surfaces and this is not adequate for what SSCAFCA wants to do. He heartily endorses what SSCAFCA is trying to do with local ponding.

**OTHER BUSINESS.**

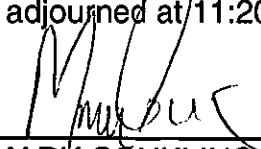
The next Regular Board Meeting is on Friday, July 26, 2010 at 9:00 a.m.


Nominating Petitions for the Board of Directors Election are now available to pick-up and are due June 28, 2010.

Mr. Yarbrough stated that he is not going to run again this year. He has been involved with SSCAFCA for many years. He has a situation now where he needs to devote 100% of his efforts that does not include SSCAFCA. Mr. Conkling extended the entire Board's and staff's prayers to his wife and her needs.

**ADJOURNMENT.**

A motion was made by Donald Rudy and seconded by Steve House to adjourn the meeting. It was carried unanimously. Meeting adjourned at 11:20 a.m.

  
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MARK CONKLING  
CHAIRMAN

  
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STEVE HOUSE  
Secretary

DATE APPROVED: July 23, 2010  
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