



**Albuquerque Metropolitan
Arroyo Flood Control Authority
Regular Meeting Minutes
September 21, 2006**

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1. Call to Order and Roll Call

Chairman Eichenberg called the Regular Board Meeting to order at 8:59 a.m. Thursday, September 21, 2006. Roll was noted as follows:

Directors present:	Chairman Tim Eichenberg Director Danny Hernandez Director Daniel Lyon Director Ronald D. Brown Director Janet Saiers
Others present:	John Kelly, Executive Engineer Jackie Bregman, Attorney Staff Other attendees on file at AMAFCA

A quorum was present.

2. Approval of Agenda

Director Lyon made a motion to amend the agenda so that item 21 would be heard earlier in the meeting, as soon as Ms. Adrienne Candelaria of Bernalillo County Parks & Recreation arrived, and to approve the amended agenda. Director Hernandez seconded the motion, which passed unanimously (5-0).

Mr. Kelly stated that there were handouts for items 19 and 20, and he had provided Lobbyist proposals to the Board. He added that during the discussion on item 14, he would like the Board's input on potential use of the Contingency Fund.

3. Meetings Scheduled

- a. October 26, 2006, 10:00 a.m. – Regular Meeting**
- b. November 16, 2006, 10:00 a.m. – Regular Meeting**
- c. December 14, 2006, 10:00 a.m. – Regular Meeting**

There were no changes to the meeting schedule.



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Consent Agenda:

Chairman Eichenberg asked for input on the continued use of a Consent Agenda. Director Hernandez stated that he was ready to make motions on most of the items, with only a couple of questions. Chairman Eichenberg stated the Board would continue to try using a Consent Agenda.

4. Approval of Minutes
a. August 17, 2006 Regular Board Meeting

Director Hernandez made a motion to approve the minutes of the August 17, 2006 Regular Board Meeting. Director Brown seconded the motion, which passed unanimously (5-0).

5. Financial Matters
a. Approval of August 2006 Expenditures

Irene Jeffries, AMAFCA Business Manager, had previously provided the Board with the August 2006 Expenditure Report.

Director Brown made a motion to approve the August 2006 Expenditure Report. Director Lyon seconded the motion.

In response to questions from Chairman Eichenberg, Ms. Jeffries stated that the current workers compensation multiplier was 0.98%, and the most recent claim had been made in 2001. Chairman Eichenberg suggested contacting Workers Compensation to request a rate reduction.

The motion passed unanimously (5-0).

b. Investment Report

For information only.

c. Financial Recap August 12, 2006 through September 15, 2006

For information only.



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d. Financial Forecast September 16, 2006 through October 15, 2006

Ms. Jeffries had provided the Board with the Financial Forecast for the period September 16, 2006 through October 15, 2006.

Director Brown made a motion to approve the Financial Forecast. Director Hernandez seconded the motion, which passed unanimously (5-0).

6. Legal – Status Report

Attorney Jackie Bregman reported on the status of various legal matters.

7. On-Call Services Agreements

- a. On-Call Engineering Services – Extension of Agreements for 4th Year**
- b. Surveying Services – Extension of Agreements for 2nd Year**
- c. Site Photography Services – Extension of Agreement for 2nd Year**
- d. Title Services – Extension of Agreement for 2nd Year**
- e. Real Estate Appraisal Services – Extension of Agreements for 2nd Year**
- f. Geotechnical/Environmental Services – Extension of Agreements for 2nd Year**

All of the on-call services agreements, items 7a through 7f, were considered at the same time.

Mr. Kelly stated that the on-call engineering services agreements originally let in October 2003 were due for their final extensions, and the non-engineering on-call agreements originally let in October 2005 were due for their first extensions. Staff contacted all companies and all wish to extend their agreements, with no increase in fees. Staff is satisfied with their services and recommends extension. The companies are:

Engineering On-Call Agreements

- Category 1:* Smith Engineering, URS Corporation, and Larkin Group NM
- Category 2:* Boyle Engineering, ASCG, Inc., Wilson & Company, and HDR Engineering
- Category 3:* Mussetter Engineering, Ayres and Associates, and Resource Technology, Inc.

Non-Engineering On-Call Agreements

- Surveying:* Albuquerque Surveying Company, Bohannon Huston, Jeff Mortensen and Associates, and Wilson and Company
- Photography:* Eagle's Eye Photo Imaging



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Title Services: LandAmerica Albuquerque Title

Real Estate Appraisal:

American Property, Commercial Appraisal Professionals, and
Shipman/Foley & Associates

Geotechnical/Environmental:

AMEC Earth & Environmental, Kleinfelder, and Vinyard &
Associates

Director Hernandez made a motion that the Board authorize the Executive Engineer to extend each of the on-call contracts for a one-year term with no increase in fees, as per the provisions of the agreements. Director Brown seconded the motion.

In response to a question from Chairman Eichenberg, Martin Eckert, AMAFCA Real Estate Manager, stated that when the Title Services RFP was announced last year, several other title firms, including one that had previously done work for AMAFCA, were contacted. He did not know why they did not submit proposals.

The motion passed unanimously (5-0).

8. El Pueblo Road / North Diversion Channel Watershed Hydrologic and Hydraulic Analysis – Approval of On-Call Engineering Services Task Order with Smith Engineering Company

Mr. Kelly introduced Pat Stovall of Smith Engineering. Mr. Kelly stated that El Pueblo Road at the North Diversion Channel was one of the drainage problem areas identified this summer. He requested Board approval of a task order to have Smith Engineering Company perform a hydrologic and hydraulic analysis of the watershed. Smith Engineering's proposal was attached to the memo.

Director Hernandez made a motion that the Board approve the proposal from Smith Engineering Company and authorize the Executive Engineer to approve On-Call Task No. 3 for Engineering Services for the El Pueblo Road/North Diversion Channel Hydrology and Hydraulic Study, in the amount of \$15,020.00, plus New Mexico Gross Receipts Tax (NMGRT). Director Brown seconded the motion.

In response to a comment from Director Hernandez that the erosion had damaged the trailhead of the bike trail, Mr. Kelly stated that he had relayed that information to the Waterline Project Manager at the Water Authority, who is currently working in the area.

The motion passed unanimously (5-0).



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9. Tijeras Arroyo Design Flow Rate Evaluation Analysis – Approval of On-Call Engineering Services Task Order with Resource Technology, Inc.

Mr. Kelly introduced Edvidio Diniz of Resource Technology, Inc. Mr. Kelly stated that at the April Board meeting, the Board had discussed establishing a 500-year flow rate criteria for the Tijeras Arroyo. He requested Board approval of a task order to have Resource Technology, Inc., evaluate the bankful capacity of the Tijeras Arroyo and compare it to published 500 year values.

Director Hernandez made a motion that the Board approve the proposal from RTI, Inc., and authorize the Executive Engineer to approve On-Call Task No. 4, Tijeras Arroyo Flow Capacities, not to exceed the amount of \$26,116.00 in time and materials, plus NMGRT. Director Brown seconded the motion, which passed unanimously (5-0).

10. Consideration of Agreement to Provide Maintenance for West Branch Calabacillas Arroyo Storm Water Quality Retention Ponds and Outlet Structure

Lynn Mazur, AMAFCA Development Review Engineer, introduced David Soule, owner and engineer of the subject parcel. Her memo stated that Desert Garden Estates, a new subdivision northwest of Ventana Ranch, would have one storm drain outfall to the West Branch of the Calabacillas Arroyo, and a detention pond to mitigate erosion and act as a water quality feature, with a riprap spillway to the arroyo. She requested Board approval of the turnkey agreement for AMAFCA to provide maintenance and emergency repair to the pond and spillway. A copy of the agreement was attached to the memo.

Attorney Jackie Bregman read certain minor changes in the agreement she had suggested, which clarified that the property owner would be responsible for sediment removal from the pond, as well as debris and trash removal. In response to a query from Director Lyon, Mr. Soule stated that he concurred with these changes to the agreement.

After brief discussion, Director Lyon made a motion that the Board authorize the Executive Engineer to execute the Agreement to Provide Maintenance for West Branch Calabacillas Arroyo Storm Water Quality/Detention Ponds and Outlet Structure, as amended by Attorney Bregman. Director Brown seconded the motion, which passed unanimously (5-0).



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11. South Diversion Channel Storm Water Quality Features – Consideration of Engineering Services Agreement with ASCG, Inc. for Recon Study, Design, and Construction Management Services

Mr. Kelly introduced Karen Jacobsen of ASCG, Inc.

The memo from Christy Burton, AMAFCA GIS Manager, stated that an agreement had been negotiated with ASCG, Inc., for a recon study, design, and construction management services related to the South Diversion Channel Storm Water Quality Features, as the Board had directed at the August 17, 2006, meeting. The agreement was attached to the memo.

Director Hernandez made a motion that the Board approve the Agreement with ASCG, Inc., to provide Professional Engineering Services for the South Diversion Channel Storm Water Quality Features on a time and materials basis not to exceed \$55,000.00, plus NMGRT. Director Brown seconded the motion.

After discussion, Chairman Eichenberg made a motion to amend the motion, to revise the agreement so that the Conceptual Design would come back before the Board for approval at the conclusion of task #5, and that the time and materials funding for task #5 be increased by \$5,000 to \$26,399.08 to allow for staff and Board review of the Conceptual Design prior to submittal for environmental evaluation. Director Brown seconded the motion to amend.

In response to a question regarding the selection process from Director Lyon, Mr. Kelly stated that under the Procurement Code, price cannot be a part of the proposal selection process. The contract and fees were negotiated separately after the firm was selected.

Ms. Jacobsen stated that the proposed changes to the agreement were acceptable to ASCG.

Ms. Burton also accepted the changes. She added that after the mailout, she had corrected minor typographical errors in the figures in the agreement. The figures in the Board memo were correct.

After discussion, the motion to amend the motion passed unanimously (5-0).

The amended motion then passed unanimously (5-0).

12. AMAFCA Tenant Improvements Project – Authorization to Advertise for Bids

Mr. Kelly asked the Board for authorization to advertise for bids for the AMAFCA Tenant Improvements Project. The bid package would be ready by the end of September. The ads



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would run October 11 and 14, 2006, and bids would be due October 24, 2006. The Board would award the contract at the October 26, 2006 Board meeting. Work would be scheduled at either the end of January, 2007, or the end of February, 2007, as the private sector has completely booked the November and December holidays.

Director Brown made a motion that the Board authorize the Executive Engineer to advertise the request for bids for the AMAFCA Tenant Improvements Project. Director Hernandez seconded the motion, which passed unanimously (5-0).

13. Real Estate

a. Quitclaim/Release of Easement – Old La Cueva Tributary Floodplain East of Tramway Boulevard

Mr. Kelly stated that a Temporary Floodplain Easement, granted in 1983, was no longer needed. He concurred with Ms. Mazur's memo requesting a quitclaim/release of the easement.

Director Lyon made a motion that the Board authorize the Board Chairman to execute the Quitclaim Deed/Release of Temporary Drainage Easement, containing 0.8328 acres, which encumbers Lot 3A, Tract 1, Sandia Heights South, Unit 7. Director Brown seconded the motion, which passed unanimously (5-0).

b. Quitclaim/Release of Easement – Lot 27, Block 2, Tract 1, Unit 3, North Albuquerque Acres

Mr. Kelly stated that a drainage easement through the subject lot was no longer needed, due to completion of upstream drainage facilities in the area. He requested a quitclaim/ release of the easement.

Director Lyon made a motion that the Board authorize the Board Chairman to execute the Quitclaim/Release of Easement for Lot 27, Block 2, Tract 1, Unit 3, North Albuquerque Acres. Director Hernandez seconded the motion, which passed unanimously (5-0).

c. Private Storm Drain License North Pino Arroyo at Journal Center

Mr. Kelly stated that a private storm drain license agreement was necessary for a site south of the North Pino Arroyo, east of I-25, where the new Forest Service Building will be built in Journal Center.



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Director Hernandez made a motion that the Board authorize the Executive Engineer to issue the Private License Agreement for Storm Drain Connection to the North Pino Arroyo in Journal Center. Director Brown seconded the motion, which passed unanimously (5-0).

Chairman Eichenberg asked Mr. Kelly to confirm that Charles Price, listed as the signatory for the licensee, was an officer of the licensee and not simply their attorney. He requested that an officer of the licensee sign the agreement.

d. Notice of Temporary Recreation Licenses

The memo from Mr. Eckert stated that two short-term recreational licenses were recently issued for cross-country races: the Albuquerque Athletics Track Event on September 24, 2006, and the APS Eldorado High School Invitational Event on October 7, 2006. In response to a question from Director Hernandez, Mr. Eckert replied that Albuquerque Athletics was a private track club. Responding to a question from Director Lyon, Mr. Kelly stated that AMAFCA is named as an additional insured on the liability policies for all such events.

Regular Agenda:

Chairman Eichenberg noted that, as Ms. Candelaria was present, item 21 would be heard next.

21. Las Ventanas Detention Dam – Approval of License Agreement with Bernalillo County for Temporary Parking Lot on AMAFCA Right of Way

Mr. Eckert introduced Adrienne Candelaria, Senior Parks Planner for Bernalillo County Parks and Recreation.

Ms. Candelaria stated that, for public safety reasons, Bernalillo County would like to set up a temporary parking facility in the Las Ventanas Dam to serve the adjacent soccer and baseball fields. The license expires in two years, but may be renewed by the Board if it chooses to do so at that time. She answered several questions from the Board.

She added that the agreement calls for revegetation of the area disturbed during construction. When the final Master Plan for the recreation area is completed, revegetation of the area not used for parking would be included in the license agreement for the entire area.

Mr. Kelly stated that, when the Master Plan for the Ventana Dam area is developed, he would like to see the areas devoted to soccer fields and parking exchanged, with the soccer fields within the dam, and synthetic turf installed instead of grass on the field. This would also put the parking lot in a convenient location near the street.



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Director Lyon commented on the Paradise Hills Civic Association Board and Ventana Ranch Neighborhood Association Board meetings. He stated that both neighborhoods were in agreement with their support of the temporary parking facilities. There had been a number of near-accidents involving pedestrians crossing the street, so the facilities were needed.

Director Lyon made a motion that the Board approve the License Agreement and authorize the Chairman to execute the License Agreement, substantially the same as attached, subject to final legal review by AMAFCA's attorney. Director Hernandez seconded the motion, which passed unanimously (5-0).

Director Lyon briefly left the meeting at 9:42 a.m., returning before the vote on the next item.

14. Approval of Emergency Equipment Rentals Needed for Emergency Response to August Storm Events

Mr. Kelly stated that unusually strong storm events in early August resulted in large erosions on the Calabacillas and Tijeras Arroyos. A field assessment by Field Engineer Kurt Wagener, Drainage Engineer Jerry Lovato, Maintenance Superintendent Larry Trujillo, and himself indicated the need to rent the equipment necessary for immediate emergency repair work on the arroyos. With continuing rain other emergency repairs were subsequently needed, and some equipment was kept for several weeks.

Mr. Kelly stated that while the total amount spent was greater than the Executive Engineer's normal contracting authority, in emergency conditions he is authorized to rent the equipment necessary to complete emergency repairs.

He added that the weekly rentals on each of the pieces of equipment obtained were within the Executive Engineer's contracting authority, and asked for the Board's concurrence that staff acted within AMAFCA emergency procurement procedures.

Director Saiers made a motion that the Board concur that emergency conditions existed and that staff acted within AMAFCA emergency procurement procedures to address those conditions. Director Hernandez seconded the motion, which passed unanimously (5-0).

Director Brown commented that the prices obtained were quite reasonable.

Mr. Kelly stated that, with the Chairman's concurrence, he would like to bring a list of expenses that were above and beyond the normal operating budget to the Board at the October 26, 2006 meeting, to discuss a possible transfer of funds from the Contingency Fund.



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Removal of excess sediment from the South Diversion Channel would be included in that request, although he did not have an estimate of the cost at that time. Chairman Eichenberg agreed.

15. Lost 35mm Pentax K-1000 Camera

The memo from Mr. Kelly reported that, in the course of inspecting flood damage in the field on Saturday, August 12, 2006, he had lost AMAFCA's Pentax K-1000 camera. By the time he discovered the camera was not in his possession, it had disappeared from where he had left it. A "lost and found" ad ran in the newspaper for seven days with no results. The camera, inventory item #124, was purchased for \$138.94, but replacement value was approximately \$400.00. Due to the current use of digital cameras, he did not recommend replacement of the camera, but asked that it be declared lost and removed from the inventory.

In response to a question from Chairman Eichenberg, Pam Woodruff, Executive Secretary, stated that the ad had cost \$14.95. Chairman Eichenberg declared the camera was lost and directed that it be removed from the inventory list.

Chairman Eichenberg stated discussion of item 16 would be deferred until the end of the meeting.

17. West I-40 Diversion Channel Extension

a. West I-40 DMP Modifications – Briefing by Brad Sumrall, Bohannon Huston, Inc.

Mr. Lovato introduced Leroy Chavez, of Westland Development, and Brad Sumrall, of Bohannon Huston, Inc. Mr. Lovato stated that the changes from the 2000 DMP are: diversion of water is extended further to the west (to the new alignment of Paseo del Volcan), there are new diversion dams, and upstream surge ponds that are used to reduce the flow to the East Amole and West Amole Arroyos.

Mr. Sumrall stated that the modified DMP is more accurate because of current development information that is being incorporated into the document. Since the original DMP in 2000, the land between 98th and Unser has been fully developed, and development is also occurring near Paseo del Volcan and I-40. Current information about proposed development in the watershed is also being incorporated. With this information, more accurate predictions about flows can be made.



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Mr. Kelly stated that, since the original DMP had been adopted by the Board via resolution, he would bring a resolution before the Board at the October meeting to adopt the DMP modifications.

In response to a final question from Chairman Eichenberg, Mr. Kelly stated that he anticipated that any upstream surge ponds necessary will be obtained by plat at the time of development.

b. Status Report on Cost Sharing Arrangements for Interim and Permanent Storm Drainage Improvements within West I-40 Corridor

Mr. Lovato gave the Board a status report on the cost share agreements with NMDOT and Westland Development for the West I-40 Diversion Channel Extension storm drainage improvements. Staff met with NMDOT on September 8, 2006, and completed final negotiations for the funding agreement with NMDOT. By phasing the project, the necessary funds were found within the NMDOT budget. All necessary NMDOT approvals have been obtained.

Mr. Lovato stated that since the last AMAFCA Board meeting, Westland Development's Board approved increasing their funding to the level proposed by AMAFCA's Board.

He added that staff intends to have both agreements ready to present to the Board for their approval at the October Board meeting. Both proposed funding agreements are currently in final legal review by all parties.

18. La Cueva Inlet to North Diversion Channel Storm Water Quality Project – Approval of Selection Advisory Committee Recommendation for Study, Design and Construction Management Services

Mr. Kelly introduced John Andrews and Dave Owsley of the Larkin Group NM, Inc.

Mr. Kelly stated that four firms had picked up copies of the RFP. Two of these firms met with staff to discuss the project prior to the proposal deadline. One firm, Larkin Group NM, Inc., submitted a proposal by the deadline. Ms. Burton and he had reviewed the proposal and found it to be responsive to the RFP. Staff determined that Larkin Group is qualified to provide engineering services for the project, and recommended they be selected for this project.



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Director Saiers made a motion that the Board accept the recommendation, authorize the Executive Engineer to commence negotiations with Larkin Group NM, Inc., per the New Mexico Procurement Code, and consider approval of an Agreement for Engineering Services at the October 26, 2006 Board meeting. Director Hernandez seconded the motion, which passed unanimously (5-0).

Director Brown briefly left the meeting at 10:04 a.m.

19. Award of Bid for Two Month (400 hr) Rental of 300 hp Bulldozer

Mr. Kelly, referring to the memo from Mr. Wagener, stated that there were eight locations where AMAFCA needs to perform urgent maintenance of AMAFCA facilities, and a 300 hp bulldozer will be needed to perform the maintenance work. With the Chairman's approval, AMAFCA requested bids for rental of this equipment on an hourly basis for 400 hours, or two months, with transport paid on a unit price basis. Two bids were received by the deadline, and staff recommended the contract be awarded to the lowest bidder, Worldwide Rental Services (WRS).

Director Lyon made a motion that the Board award the bid to Worldwide Rental Services (WRS) and authorize the Executive Engineer to execute a purchase order for the two month rental of the Caterpillar D-8 Bulldozer, with haul, in the amount of \$27,800.00 plus NMGRT. Director Hernandez seconded the motion, which passed (4-0).

Director Brown returned to the meeting at 10:05 a.m.

20. Award of Bid for West I-40 Project Landscape Maintenance

Referring to a handout from Mr. Lovato, Mr. Kelly stated that two bids for the West I-40 Project Landscape Maintenance were received by the deadline, but both were deemed non-responsive. One bidder did not sign his bid, and the other bidder had made alterations to the bid proposal. Mr. Kelly recommended that AMAFCA revise the bid documents and re-advertise the bid. He requested the Board reject both bids and authorize staff to re-advertise the project.

Mr. Kelly added that he thought the problems with the bids were due to the fact the firms were not accustomed to doing unit price bids. Also, failure to sign a bid is a fatal flaw that cannot be waived. He added that the project will be modified to include fewer bid items, and to clarify the bid items.



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Mr. Lovato stated that the landscaping contractors were accustomed to doing City of Albuquerque bids where the project was bid as a lump sum, with one to five year extensions. The lump sum for the City would include everything, including water and electricity, while the AMAFCA project does not. They had difficulty with AMAFCA's bid package which included bid items and an attempt to control hours.

Director Lyon made a motion that the Board reject bids for West I-40 Project Landscape Maintenance received on September 19, 2006, and authorize the Executive Engineer to re-advertise a Request for Bids to provide additional landscape maintenance for the West I-40 Diversion Channel Phase III Project for one year with an option of three one year extensions. Director Saiers seconded the motion, which passed unanimously (5-0).

16. Consideration of Employee Contracts with Specific Employees

Director Brown made a motion that the meeting be closed, pursuant to the Open Meetings Act, §10-15-1 NMSA 1978, Subsection H, to preserve the confidentiality of the information to be discussed, and as further described in Attorney General Madrid's document, "*The Open Meeting Act, A Compliance Guide for New Mexico Public Officials and Citizens*," fifth edition, January 2004. Director Hernandez seconded the motion.

Chairman Eichenberg stated that the closed session would be for purposes of discussion only, regarding limited personnel matters. The motion passed unanimously (5-0).

Chairman Eichenberg closed the meeting at 10:10 a.m. The meeting was reopened at 11:15 a.m. Due to prior commitments, Directors Lyon and Saiers left the meeting at the end of the closed session.

Chairman Eichenberg stated that the Board had taken no action during the closed meeting, but had discussed recommendations of the Personnel and Salary Committee regarding a limited personnel matter.

Chairman Eichenberg directed Mr. Kelly to review the current salary of the maintenance crew and provide that information to the Personnel and Salary Committee for a recommendation. The Personnel and Salary Committee would report to the Board regarding any necessary compensation adjustments at the October 26, 2006 Board meeting.

Chairman Eichenberg also directed that the Executive Engineer's annual evaluation would be held at the October Board meeting rather than the November meeting this year.



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22. AMAFCA Resolution Review – Updated Resolutions

a. Consideration of Resolution 2006-12, Lease Policy

Mr. Eckert stated that, at the June 29, 2006 Board meeting, the Board had discussed minor revisions to Resolution 1997-7, *Real Property Lease Policy*, to ensure the policy adequately covers compliance with local zoning ordinances and regulations, and to ensure the policy adequately covers all the federal acts referenced in section VI.L. Attorney Jackie Bregman had specified certain changes, which were incorporated in Resolution 2006-12, *Real Property Lease Policy*. Resolution 2006-12 would also repeal Resolution 1997-7. Mr. Eckert recommended adoption of the resolution.

Director Brown made a motion that the Board adopt Resolution 2006-12, *Real Property Lease Policy*. Director Hernandez seconded the motion.

Chairman Eichenberg stated that, with the concurrence of the maker of the motion, he would like to delete the second sentence of paragraph 1 in Section II on page one, so that it simply states, "Leases shall be short-term." Director Brown amended his motion to include this change. Director Hernandez concurred.

The amended motion passed (3-0).

Chairman Eichenberg directed Mr. Eckert to look at AMAFCA's license agreements to see if language similar to that in the Lease Policy, at V.1. (final sentence), should be added to license agreements in cases where the licensed property generates revenue for the licensee. He also requested language similar to VI.1.H. be added to license agreements, to require that any assignment of a license be brought back before the Board for approval.

- b. Consideration of Resolution 2006-13, Credit Card Authorization**
- c. Consideration of Resolution 2006-14, Relating to Accounting Principles, Techniques and Procedures**
- d. Consideration of Resolution 2006-15, Financial Procedures**
- e. Consideration of Resolution 2006-16, Relating to Disposition of Obsolete, Worn-out or Unusable Personal Property**
- f. Consideration of Resolution 2006-17, Capitalization Policy**
- g. Further Discussion of Draft Resolution for Reimbursement for AMAFCA Goods and Services**

After brief discussion of some further cleanup changes that needed to be made to Resolution 2006-13 and the rest of the resolutions in 22 c-f, Chairman Eichenberg stated that items 22b-g



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would be deferred to the October 26, 2006 Board meeting, with all needed corrections made prior to that date.

23. Ditch Safety Coordination – Authorization to Issue Request for Proposals for Coordinator Services

Mr. Kelly stated that the four-year term of the Ditch Safety Coordinator Services contract ends in December, 2006. AMAFCA is the fiscal agent for the Ditch Safety Task Force.

He stated that the Executive Committee of the Ditch Safety Task Force reviewed the proposed RFP and concurs with it. He recommended the selection advisory committee be the Executive Committee of the Task Force, as it has been in the past. He requested Board input on the RFP, and authorization to advertise the RFP.

Director Hernandez made a motion that the Executive Engineer be authorized to issue the RFP for Ditch Safety Coordinator Services, and that the selection advisory committee be comprised of the Executive Committee of the Task Force. Director Brown seconded the motion.

In response to a question from the Board, Mr. Kelly and Ms. Jeffries stated that the Executive Committee consisted of one member from each of the member agencies.

The motion passed (3-0).

24. Field Highlights
a. Construction Report
b. Field Report

Mr. Kelly stated that the North Camino Arroyo Project cost less than estimated when the funding agreement was negotiated, so prorated partial refunds would be due to the other parties once the final cost accounting was complete. The agreement provides that AMAFCA keeps any interest that accrues, so interest will not be an issue with either party.

Staff presented a slide show of current AMAFCA projects and the effect of recent record rains on AMAFCA facilities and projects.

Mr. Lovato discussed pictures of the West I-40 Diversion Channel Phase III Project, which is nearly complete. Final punch list items are being addressed by the contractor. He showed pictures of the walk-through inspection with the contractor, City of Albuquerque, and AMAFCA, metal sculptures installed on the site (including a windmill, cowboy, and fish),



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boulder features, landscaping, the bike trail, one of the pedestrian bridges, and the naturalistic channel and grade control structures. He stated that the grade control structures worked as designed during recent storms.

Mr. Wagener discussed photos of concrete placement on the La Cueva Project, and shotcrete application on the Amole Phase III Project.

Ms. Burton discussed the Isleta/Hartline Storm Drain Project. The contractor is relocating water lines while maintaining residential access to the neighborhood. Other pictures showed the La Familia Pond and the Hartline/APS surge pond. There is a temporary project fence around the Hartline Pond for safety. Final pictures showed installation of a valley gutter, which will direct storm water into the mid-street inlets.

Mr. Wagener showed photos of a channel along Highway 528 near Octopus Car Wash where NMDOT will need to repair the channel. It was not a very big storm but erosion occurred on the car wash side of the channel, threatening the parking lot.

Mr. Wagener concluded the Field Report by showing pictures of the AMAFCA crew performing repair work to the main branch of the Calabacillas Arroyo above Swinburne Dam, and boulders that were added to protect the toe of the slope. Another picture showed the crew using the rented D-9 bulldozer to finish up repair work in the Calabacillas Arroyo near Eagle Ranch Road. Mr. Wagener stated that emergency repairs were complete, but that finish grade work will need to be done later this fall.

He also showed pictures of the Tijeras Arroyo next to Los Picaros Road, which showed the extent of the erosion that undermined a portion of the road. At the City's request, the AMAFCA crew provided emergency repairs to the arroyo to protect the road.

Mr. Wagener stated that the crew also improved maintenance access control in the area of the Las Ventanas Dam, where they replaced guardrail and silt fencing with a pipe fence and gate.

25. Unfinished Business
a. Stilt Houses

Mr. Lovato introduced Mr. Ashot Tumagyan and gave a brief report on the "stilt house" hearing at the County Commission. The County Commission upheld the neighbors' appeal. Staff and Bernalillo County staff since have met to discuss floodplain development regulations. The Board will be given a further update at the October meeting.



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Mr. Kelly stated that it was important to note that AMAFCA had not taken any action independent of or inconsistent with Bernalillo County's Drainage Ordinance. The County is mandated to review its Drainage Ordinance when the new FEMA maps are released. A building site is available on the lot in question, but it is not the size that the lot owner would like.

Mr. Tumagyan asked about design alternatives which would allow him to build on his lot. Chairman Eichenberg suggested he talk to staff after the conclusion of the Board meeting.

26. New Business

Mr. Kelly stated that two firms picked up Lobbyist RFP packets, but only one firm submitted a proposal by the deadline. He had provided that proposal to the Board for their review. The Selection Advisory Committee, consisting of the Board as a whole, would meet at the October Board meeting to discuss the proposal.

In response to a question from Chairman Eichenberg, Mr. Kelly stated that the RFP had been advertised in the Albuquerque Journal and the Albuquerque Tribune, the papers AMAFCA normally used for RFP's and legal notices. The El Hispano is also used for election issues. Ms. Woodruff added that the Lobbyist RFP had also been posted on AMAFCA's website.

a. West I-40 Diversion Channel Ribbon Cutting and Christening

Mr. Lovato stated he anticipated completion of the West I-40 Diversion Channel by October 25. There has been a three-week delay in obtaining the steel for a shade structure. He requested direction from the Board regarding opening ceremonies. He stated that the different options included formal or informal ribbon-cutting ceremonies, a press release, or a mailed correspondence thanking the residents for their patience and understanding.

Mr. Kelly reminded the Board that the City has contributed about \$1 million dollars toward the project and should be included in any ceremony. The NMDOT also had an impact on the project, including providing bike trail bridges and trail connections, and should also be included.

After discussion, Board consensus was to hold an opening ceremony at 2:00 p.m. on Saturday, October 28, 2006. There will be a bike ride through the project, followed by light snacks and beverages. If the Mayor is unable to attend on October 28th, Mr. Kelly will ask that a representative from his office attend instead. A letter will go to the neighborhood associations for them to distribute to local residents.



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b. AMAFCA 2006 Bond Committee Update

Mr. Kelly stated that nearly \$25,000 in contributions and pledges had been received to date. Griffin and Associates had updated radio and television spots, and newspaper advertisements. In addition, Vantage/RayLee Homes had donated the use of their billboard at Paseo del Norte and Jefferson.

Mr. Kelly also reported on a September 5, 2006 meeting with Representative Dan Silva at AMAFCA, and a September 19, 2006 meeting with the New Mexico Municipal Finance Authority Oversight Committee, held at MRCOG. Mr. Kelly stated that Chairman Eichenberg and he briefed the committee on the history of AMAFCA and the upcoming legislative request to change AMAFCA's bond limit from \$40 million to \$80 million. He opined that the presentation was well received, and that the committee would support the request. Director Lyon also attended a portion of the briefing and activities.

27. Items from the Floor/Public Comment

None.

28. Adjourn

With no further business to discuss, Chairman Eichenberg adjourned the meeting at 11:54 a.m.

Daniel F. Lyon, Secretary-Treasurer 10/26/06

Recorded by Pam Woodruff, Secretary to the Executive Engineer