



**Albuquerque Metropolitan
Arroyo Flood Control Authority**
Regular Meeting Minutes
September 25, 2008

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1. Call to Order and Roll Call

Chairman Hernandez called the Regular Board Meeting to order at 10:04 a.m., Thursday, September 25, 2008. Roll was noted as follows:

Directors present:	Chairman Danny Hernandez Director Janet Sayers Director Tim Eichenberg (arrived late) Director Ronald D. Brown Director Daniel Lyon
Directors excused:	None
Others present:	John Kelly, Executive Engineer Marcus Rael, Attorney Staff Other attendees on file at AMAFCA

A quorum was present. Chairman Hernandez noted that Director Eichenberg would be arriving late, due to another commitment he was unable to reschedule.

Mr. Kelly introduced new AMAFCA Maintenance Crew member, Chris Cordova, giving a few details regarding his background. The Board welcomed him to AMAFCA.

Chairman Hernandez introduced Paul Smith, of the Albuquerque International Balloon Fiesta, who was in attendance. Mr. Smith stated his appreciation of the close working relationship between AMAFCA and the Albuquerque International Balloon Fiesta, and for the addition of balloon landing sites to this year's Balloon Fiesta License.

2. Approval of Agenda

Director Sayers made a motion to approve the agenda. Director Brown seconded the motion. Mr. Kelly stated there was one new item of unfinished business, a report on the GIS Technician position.

The motion passed (4-0).



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3. Meetings Scheduled

- a. **October 23, 2008, 10:00 a.m. – Regular Meeting**
- b. **November 20, 2008, 10:00 a.m. – Regular Meeting**
- c. **December 18, 2008, 10:00 a.m. – Regular Meeting**

There were no changes to the meeting schedule as set forth.

4. Approval of Minutes

- a. **August 28, 2008**

Director Brown made a motion to approve the minutes of the August 28, 2008 Regular Board Meeting. Director Lyon seconded the motion, which passed (4-0).

5. Financial Matters

- a. **Approval of August 2008 Expenditures**

Irene Jeffries, AMAFCA Business Manager, presented the August 2008 Expenditure Report. There were no questions on the Expenditure Report.

Director Lyon made a motion to approve the August 2008 Expenditure Report. Director Saiers seconded the motion, which passed (4-0).

- b. **Investment Report for August 2008**

For information. Ms. Jeffries noted that the GRIP accounts were no longer listed on the report as they had been closed out. There were no questions regarding the Investment Report.

- c. **Financial Recap August 16, 2008, through September 15, 2008**

For information. Ms. Jeffries noted a correction: under the Construction Fund, the \$9,555,000 income line item should have been labeled "Bond Proceeds – Morgan Keenan & Co." instead of "Miscellaneous Income – Llave Construction." There were no questions regarding the Financial Recap.

- d. **Financial Forecast September 16, 2008, through October 15, 2008**

Ms. Jeffries presented the Financial Forecast for the period September 16, 2008, through October 15, 2008.



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Director Brown made a motion to approve the Financial Forecast. Director Saiers seconded the motion, which passed (4-0).

6. Legal – Status Report

Attorney Marcus Rael briefed the Board on the status of various legal matters. He also answered several questions from the Board.

7. FY 2008 Audit – Review of Draft Audit as Submitted to State Auditor

Ms. Jeffries introduced Herman Chavez, of Ricci & Company, AMAFCA's Auditor. She stated that state statutes require that the discussion of audit reports that have not been released by the State Auditor be in closed session.

Director Lyon 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 Saiers seconded the motion.

Director Brown stated that the closed session would be for purposes of discussion only, regarding discussion of financial information that has not yet been approved for public release by the State Auditor.

Mr. Rael added that NMSA 12-6-5 states that the information is not public information until 10 days after it has been approved by the State Auditor.

The motion passed (4-0), on a roll call vote. Chairman Hernandez closed the meeting at 10:12 a.m.

Director Brown made a motion that the meeting be re-opened. Director Lyon seconded the motion, which passed (4-0), on a roll call vote.

Chairman Hernandez then reopened the meeting at 10:36 a.m. He stated that the Board had taken no action during the closed meeting, but had discussed financial information that had not been approved by the State Auditor for public release.



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8. Notification of On-Call Services Task Orders

Mr. Kelly stated that in the past month, on-call services task orders had been issued to:

- Boyle Engineering for engineering services for design and preparation of contract documents for the North Diversion Channel Outfall Gate Well project, on a time and materials basis, not to exceed \$21,168.00; and
- Wilson & Company for surveying services to reset monument on North Diversion Channel right of way at Vineyard Inlet, on a time and materials basis, not to exceed \$800.00.

9. Approval of Resolution 2008-12, *Revising Exhibit "A" of Resolution 2001-14 "Adopting Five (5) Single Member Districts for the Election of the Board of Directors of the Metropolitan Arroyo Flood Control Authority"*

Mr. Kelly stated that Director Lyon had notified him that the precinct listing included in the candidate package for District 2 did not reflect the current precincts, as some precincts had been divided within his District. The precinct listing was from Exhibit "A" of Resolution 2001-14, and had not been updated since the Resolution was adopted. Exhibit "A" also includes the geographical descriptions of districts, which per the Resolution, prevail in the case of renumbering of precincts within a district.

He added that staff then checked the District 1 precinct listing, and found that it too was incorrect. Staff immediately sent emails and a letter to each candidate advising them of the new precinct listings from the County Clerk, and confirmed receipt of the new information with each candidate.

After discussing the situation with Chairman Hernandez and Attorney Rael, he recommended that the precinct listings be removed from the Exhibit to Resolution 2001-14, retaining just the geographical district boundaries. Resolution 2008-12 would do this. AMAFCA staff will watch the County Clerk's office to be certain the elections are set up properly. Eliminating the precinct listing from Resolution 2001-14 will avoid having to update the Resolution every two years. The district boundaries will be reviewed for any necessary changes every ten years, after the decennial census, with the next review scheduled for 2011.

Discussion followed.



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Director Lyon stated it is easy to obtain precinct lists from the County and from the Secretary of State, and AMAFCA should provide the lists to candidates. He added that Central New Mexico College, the State Board of Education, and others provide such lists to their Board candidates.

Chairman Hernandez opined that the precinct list provided to candidates should be a courtesy and not part of Resolution 2001-14. It should not be AMAFCA's task to keep up with precinct splits done by the County Clerk for all AMAFCA districts. It should be checked for correctness for districts having elections, just prior to that election.

In response to a comment from Director Lyon about the boundary description being inadequate where it refers to the "AMAFCA boundary," Mr. Kelly stated that §72-16-6 of the New Mexico Statutes describes, in detail, the boundaries of AMAFCA. Mr. Rael suggested that a reference to the statute could be included in the Resolution, incorporating the detailed description by reference.

Director Brown commented that, at the time the district boundaries were set, they were along precinct lines. AMAFCA's district boundaries don't change, but precinct boundaries are subject to change – usually without notification from the County Clerk. He also pointed out that, in addition to precincts being changed, street names also sometimes change. He recommended that the official description of AMAFCA districts should be a map, with district boundaries also described by the then-current street names.

Director Saiers noted she had used a map of her district on the AMAFCA website to initially determine she lived in District 5 and was eligible to run for District 5. She opined that candidate packets should contain a map of the district, as that is usually the way someone determines if they are in a district. She recommended Resolution 2001-14 also include a map.

Chairman Hernandez commented that if the precinct listing is included in the resolution, the resolution will need to be updated every two years. He supported modifying the resolution to include a map, and to reference the statute identifying AMAFCA's boundaries. As a general policy, staff would also obtain an updated precinct list prior to the Directors' election, so that the precinct list may be included in candidate packets along with a map of the district.

Director Brown made a motion that the Board adopt Resolution 2008-12, *Revising Exhibit "A" of Resolution 2001-14 "Adopting Five (5) Single Member Districts for the Election of the Board of Directors of the Metropolitan Arroyo Flood Control Authority,"* with these amendments: that the section of AMAFCA's enabling legislation which defines the AMAFCA boundary be referenced in regards to the AMAFCA boundary, and that a map of the district boundaries be incorporated into the Resolution. Director Saiers seconded the motion.



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Director Lyon stated that staff should also be directed to have the precinct lists available to candidates. Mr. Kelly responded that the task of checking precinct numbers with the County and/or the Secretary of State will be added to the top of the schedule of duties in the Election Resolution. Staff will also make the updated lists available to candidates in their candidate packets.

Chairman Hernandez stated that he also favored having this task be in the Election Resolution rather than the Districting Resolution.

The motion passed (4-0), on a roll-call vote.

10. Martineztown Flood Relief – Post Office Pond Project

- a. Consideration of First Amendment to El Bordo Storm Drain Agreement**
- b. Consideration of Second Amendment to A.Q. Pond Agreement**
- c. Consideration of Cost Sharing Agreement with City of Albuquerque**

Mr. Kelly introduced John Castillo, Director of the City of Albuquerque's Department of Municipal Development.

Mr. Kelly stated that the First Amendment to the El Bordo Storm Drain Agreement, Second Amendment to the A.Q. Pond Agreement, and Cost Sharing Agreement with City of Albuquerque had been modified pursuant to Board comments at the August 28, 2008 Board meeting.

He stated that the cost share agreement is now explicit that the City will manage and maintain the Post Office Property; the cost share split on the Mid-Valley DMP is left to be determined and the potential of third party funding sources is recognized; and an addition is made to state that the Agreement shall be performed in compliance with the Resolutions of AMAFCA, as well as State Law and the Ordinances of the City of Albuquerque.

Mr. Kelly also stated that, to comply with the request from the City that this project be funded from current funds, the Amendments modify their respective agreements to make the remaining funding in those agreements subject to the passage of the AMAFCA 2008 Bond Question. He recommended that all three agreements be approved.

Director Lyon made a motion that the Board approve the "First Amendment to 'Barelas Flood Relief – Agreement for Construction of the El Bordo Siphon and Barelas Storm Drain Rehabilitation,'" approve the "Second Amendment to 'Martineztown Flood Relief – Agreement for Construction of the A.Q. Pond,'" and approve the "Martineztown Flood Relief – Agreement for Acquisition and Construction of the Post Office Interim Storm Water Detention Pond." Director Brown seconded the motion.



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Director Brown stated that, at the time of the August Board meeting, he had been thinking that a certain section of warehouses were of thin metal construction, but he had been mistaken. They are actually of cement block and brick construction, and could not be acquired as cheaply as he had previously thought. Acquiring that property is probably economically unfeasible.

The motion passed (4-0).

Mr. Castillo thanked the Board for their decision.

11. Parkway Storm Drain

a. Consideration of Wilson and Company Request for Reconsideration

Kurt Wagener, AMAFCA Field Engineer, introduced Mario Juarez-Infante, Chris Perea, and Tyler Ashton, all of Wilson and Company.

Mr. Wagener stated that proposals for the Parkway Storm Drain Study, Design, Agency and Neighborhood Coordination, and Construction Management Services project had been received from seven firms. Staff deemed three proposals non-responsive. One had failed to include the mandatory Campaign Contribution Disclosure Form, and two had used the generic State of New Mexico form rather than the AMAFCA-specific form approved by the Board and included in the Scope of Services.

He added that the third paragraph of the Legal Notice stated that "[t]he submittal shall also include the two-page mandatory campaign disclosure firm [form] that is attached to and is made part of the scope of services. Failure to execute and submit the campaign disclosure form shall be cause to reject the proposal." Staff based their decision to reject the three proposals on this statement in the Legal Notice.

Mr. Wagener stated that Wilson and Company had submitted a letter asking the Board to reconsider this decision. The letter was provided to the Board in their meeting mailout. A similar letter from Sonoran Engineering was provided to the Board in a late mailout. No representatives from Sonoran were present, but a representative from Wilson wished to address the Board.

Speaking on behalf of Wilson and Company, Mr. Juarez-Infante requested the Board reconsider the determination that they were non-responsive, and also requested that the Board consider clarifying the legal notice request for proposals to make it clearer that the AMAFCA form is needed, rather than just the generic State of New Mexico form.



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Mr. Kelly noted that the AMAFCA form approved by the Board February 28, 2008, has a \$100 disclosure threshold, rather than the state form's \$250 threshold. The AMAFCA form also specifically lists the names of the Board of Directors, so that only campaign contributions to the Directors need be disclosed. When reviewing submitted proposals, staff views the inclusion of the proper Campaign Contribution Disclosure Form as a pass/fail item, along with compliance with the requested page limit.

Director Saiers suggested that staff flag the form somehow so that everyone knows this is an AMAFCA-specific form.

Chairman Hernandez noted that once word gets around, it is unlikely that anyone else will use the wrong form. To be fair to those who used the correct form, AMAFCA needs to be consistent in its treatment of those who submit proposals.

Responding to a question from Director Lyon, Mr. Juarez-Infante stated that the wrong form was included in their proposal due to human error during the proposal assembly process. This error was not caught when the proposals were reviewed before being delivered. Mr. Juarez-Infante suggested the RFP Legal Notice make it clear the AMAFCA-specific form is needed.

In response to a comment from Director Saiers, Mr. Rael noted that the Legal Notice makes it clear that submittals should include the Campaign Contribution Disclosure Form "*attached to and made part of* the Scope of Services." He opined that it couldn't be much clearer that the form in the Scope of Services is the one that should be submitted. He also stated that submission of the disclosure form is required by the Procurement Code.

Director Saiers made a motion that the Board concur with staff's finding that the three proposals which did not submit the AMAFCA version of the Campaign Contribution Disclosure Form were non-responsive, and concur with staff's rejection of the three proposals. Director Brown seconded the motion.

Director Brown noted that the Board has been consistent in the past, and tried to make it clear what is required. If something has not been clear in the Legal Notice and Scope of Services, the practice in the past has been to reject all the proposals and re-advertise the RFP. When the documents have been clear, the Board has rejected the non-responsive proposals and made its selection from those remaining. AMAFCA needs to continue to be consistent.

Chairman Hernandez commented it was unfortunate that the error had been made. However, AMAFCA needed to be consistent in requiring the proper form. Director Lyon agreed consistency is important.

The motion passed, 4-0. Mr. Juarez-Infante thanked the Board for hearing his comments.



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b. Selection Advisory Committee Recommendation for Study, Design, Agency and Neighborhood Coordination, and Construction Management Services

Director Lyon made a motion that the Board accept the recommendation of the Selection Advisory Committee, authorize the Executive Engineer to commence negotiations with Smith Engineering Company, per the New Mexico Procurement code, and consider approval of an Agreement for Engineering Services at the October 23, 2008 Board meeting. Director Brown seconded the motion, which passed (4-0).

Mr. Wagener introduced Pat Conley, of Smith Engineering Co., who was in the audience.

12. North Diversion Channel Storm Water Quality Reconnaissance Study – Authorization to Advertise Request for Proposals

Mr. Kelly stated that the Board had been briefed previously about the formation of a scoping committee to scope out the North Diversion Channel Storm Water Quality Reconnaissance Study. The study, which is in the FY-09 budget, will identify projects that will remove debris and other pollutants from storm water before discharge into the Rio Grande, providing compliance with the current MS-4 permit and upcoming MS-4 permit renewal. Representatives of the MS-4 co-permittees and other interested parties served on the committee.

He stated the scope that the committee developed incorporated all but two of the desires of the committee. Some members wanted a programmatic evaluation of AMAFCA's storm water quality program, including public involvement, education, and pollution reduction programs, but that is part of the on-going permit and some of it is covered by the Intergovernmental Agreement for the Storm Team. Some members wanted more data collection and analysis, including a dissolved oxygen model for the Rio Grande; staff response was that we need to evaluate existing data and move towards construction of BMP's where feasible and effective.

He added that the scope includes the evaluation and analysis of the dissolved oxygen issues in the North Diversion Channel Outfall. Some Bosque restoration projects planned by the Corps of Engineers could dovetail very well with some of the group's ideas.

Mr. Kelly stated that several other ongoing and upcoming efforts will also be coordinated with this study, including installation of continuous reading dissolved oxygen monitors, being done by the USGS and AMAFCA, a sediment sampling and testing program to be done by USGS, AMAFCA, and ABCWUA, and modifications to the existing gate well which drains the bathtub.

Mr. Kelly noted that the Legal Notice would be slightly revised based on the Board's comments in agenda item 11a. The revised Legal Notice will be similar to the Legal Notice of the RFP for



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Geographic Information System Development Services, to make it very clear that the AMAFCA form, included in the Scope of Services, must be submitted with all proposals. At Chairman Hernandez's suggestion, Mr. Kelly agreed it will state the "AMAFCA-specific" campaign contribution disclosure form is required.

In response to a question from Director Saiers, Mr. Kelly stated that there have not been any comprehensive studies of the entire system, although smaller projects have been done to address water quality in the North Diversion Channel. Completion of this study will be a major part of the MS-4 permit. He added that AMAFCA is funding this study, and recommended projects will be funded by AMAFCA, the Corps of Engineers, the City, and the County.

Director Saiers recommended the regulatory function of the City and County regarding trash and debris be part of the solution.

In response to a question from Director Lyon, Mr. Kelly stated the County is not a co-permittee on the MS-4 permit as they have their own Phase 2 EPA permit.

Director Saiers made a motion that the Board approve the advertisement of the Request for Proposals for the North Diversion Channel Storm Water Quality Reconnaissance Study. Director Brown seconded the motion, which passed (4-0).

Director Brown commented that the study is a good, affirmative action for AMAFCA to be taking.

Director Eichenberg arrived at 11:35 a.m., just prior to the vote on the motion for agenda item 12, but abstained from voting as he had not heard the discussion.

13. AMAFCA GIS System Development and Implementation – Authorization to Advertise Request for Proposals

Loren Hines, AMAFCA Real Estate Manager, stated that AMAFCA received AMEC's final report on a geographic information system (GIS) strategic plan on May 30, 2008. They provided three possible courses of action, of which the phased approach seemed most reasonable for a public agency as the additional hardware, software, and personnel expenses of later phases can be planned for in the budget.

He added that the first phase will include developing, maintaining and hosting the database, with AMAFCA staff using a web-based system to access the database. The second phase will include additional data development along with hardware upgrades of the AMAFCA server and computers. The third phase will include additional data development along with additional



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hardware and the migration of the database back to AMAFCA for an in-house enterprise GIS. Completion of all three phases will take about three years.

He stated that AMAFCA is preparing to seek the professional services of a firm or individuals to provide a phased migration of all current flood control system information to a digital database. The new GIS Technician will assist in the development of this database and act as technical liaison with the selected contractor.

He also pointed out the clarifying language which had been added to the RFP Legal Notice to make it clear the AMAFCA Campaign Contribution Disclosure form must be submitted with proposals.

Chairman Hernandez suggested that the word "specific" be added after "AMAFCA" in the second and third paragraphs of the RFP Legal Notice.

Director Saiers made a motion that the Board authorize advertisement of the Request for Proposals for Professional Services for GIS System Development. Director Brown seconded the motion, which passed unanimously (5-0).

14. La Cueva Arroyo Inlet Storm Water Quality Facility – Update on Advertising for Construction Bids

Jerry Lovato, AMAFCA Drainage Engineer, stated that the Board had previously approved advertising for construction bids of the La Cueva Arroyo Inlet Storm Water Quality Facility.

He reported that staff had planned to advertise for construction bids before the flood season or after Balloon Fiesta. With other issues arising, including issues involving flood control in Martineztown, it was decided to wait until this fall. The project is now ready to advertise for bids, with advertising anticipated to begin October 26, 2008. He anticipated having a recommendation of award at the November 20, 2008 Board meeting, with construction beginning around December 15, 2008. The project will be complete by the end of June, 2009.

15. MRCOG Resolution in Support of Dedicated and Ongoing State Funding for Updating Regional Water Plans – Briefing by Joe Quintana, MRCOG

Chairman Hernandez introduced Joe Quintana, Regional Planning Manager for the Middle Rio Grande Council of Governments (MRCOG).

Mr. Quintana stated that the Mid-Region Council of Governments is involved in regional water planning in the state. Sixteen regional water plans cover the state. Currently, there is no on-going appropriation to cover the cost of preparing these plans. The oldest regional water plan is now



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eight years old, and the newest four years old. The plans need to be updated regularly, at least every five years.

He added that updating the plans will be easier if there is an ongoing appropriation from the legislature to do so, rather than seeking a new appropriation every year. He requested the Board adopt a resolution supporting MRCOG's request to the legislature for state funding for four regional water plan updates each year.

Chairman Hernandez commented that when the Middle Rio Grande Regional Water Plan had been accepted by the Board, it was his impression that nobody considered it "finished," but rather a work in progress that would be regularly updated as growth occurred.

Mr. Kelly added that the sample resolution had been provided to the Board, along with AMAFCA's Resolution 2004-2, which accepted the Middle Rio Grande Regional Water Plan, committed to utilize BMP's and enhanced aquifer recharge as integral parts of AMAFCA projects subject to the physical constraints of the flood control system. He stated that he will add AMAFCA-specific language to the sample resolution for the Board's consideration at a later meeting.

Director Saiers commented that she supported the resolution, and wondered if the various agencies who pass similar supporting resolutions could have their lobbyists informally support the request during their dealings with the legislature.

Director Eichenberg also supported the resolution. He requested that staff also add language referring to storm water quality to the resolution.

Consensus of the Board was support of the resolution with the additions mentioned.

16. Corps of Engineers Black Mesa Three Dam Outlet Project, Phase One – Results of September 19, 2008 Bid Opening

Mr. Lovato introduced Pete Doles, Project Manager with the Corps of Engineers, working on the Black Mesa Three Dam Outlet Project..

Mr. Lovato stated that the bid opening for the Corps of Engineers Black Mesa Three Dam Outlet Project, Phase 1, was September 19, 2008. The low bid, from Meridian Engineering Company of Tucson, Arizona, was approximately \$5,470,000 for the base bid. The total cost of Phase IA of the project, including engineering, right of way and construction, is \$7,558,706.43. AMAFCA's contribution to the project is one half of the local sponsors share (i.e., 12.5% of the total cost), or \$944,838.30.



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Mr. Lovato stated that this project is essentially the "North Diversion Channel" of the South Valley. The project was conceived in 2001, and will consist of a pipeline from the river to Coors Boulevard. AMAFCA has paid its share to the Corps of Engineers, and Bernalillo County is obtaining funding for the second part of their funding.

Mr. Kelly added that this cost is only Phase IA of the project. The bulk of the project is funded with currently available funding. Additive alternatives may or may not be funded.

Responding to a comment from Director Saiers, Mr. Doles stated that the winning bidder was already doing a project in New Mexico, and thus was able to make a very competitive bid despite being from Tucson, Arizona.

In response to a question from Director Lyon, Mr. Lovato stated that project costs have approximately doubled since 2002, with construction costs increasing approximately 35% in the past year.

17. Real Estate

a. Extension of Encroachment License with Bernalillo County for Temporary Parking Lot at Las Ventanas Detention Dam

Mr. Kelly introduced Adrienne Candelaria, Senior Parks Planner for the Bernalillo County Parks and Recreation Department.

Mr. Hines stated that on September 21, 2006, the Board approved a Temporary Encroachment License with Bernalillo County for temporary parking in the Las Ventanas Dam. The County is requesting Board approval of an Encroachment License which will extend the License another four years. During this period, the City and County can continue to work on their Master Plan for the Las Ventanas Dam area. This is a temporary license which can be renewed at the end of the license period if the Board chooses to do so.

He added that the license is the same form as the previous license which was reviewed by AMAFCA Attorney Bregman and the County Legal Department. He recommended approval of the license agreement, subject to final legal review by AMAFCA Attorney Rael.

Ms. Candelaria stated that the parking area has been a tremendous success. It provides for safer parking and fewer pedestrians crossing Paradise Hills Boulevard, a very busy street, to use the sports fields. The parking area is gated, and is only open for scheduled league play events at the fields. She requested that the temporary license for parking be extended for another four years.

Chairman Hernandez and Director Brown stated their continued support of the parking area.



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Director Lyon made a motion that the Board approve the License Agreement and authorize the Chairman to execute the License Agreement, subject to final legal review by AMAFCA Attorney Rael. Director Brown seconded the motion, which passed unanimously (5-0).

b. Quitclaim/Release of Drainage Easement, Lot 19, Block 18, Tract 1, Unit 3, North Albuquerque Acres

The memo from Lynn Mazur, AMAFCA Development Review Engineer, stated that a drainage easement was obtained for a small arroyo across the back of the subject property, and recorded in 2000. The owners of the lot are requesting a quitclaim/release of the easement based on the changed criteria for an easement. The arroyo on Lot 19, Block 18, Tract 1, Unit 3, North Albuquerque Acres conveys 15 cfs, and current practice is to require an easement for any arroyo with a flow rate of 30 cfs or greater.

Mr. Kelly introduced Stephanie Granfors, agent for the owners. She stated that she would obtain the owners' signatures on the Quitclaim/Release.

Director Eichenberg made a motion that the Board authorize the Chairman to execute the Quitclaim Deed/Release of Easement for Lot 19, Block 18, Tract 1, Unit 3, North Albuquerque Acres. Director Brown seconded the motion, which passed unanimously (5-0).

c. Notice of Issuance of Film Production License

Mr. Hines stated that a Temporary Encroachment License had been issued for the filming of a scene for the television show "Easy Money" on the La Cueva Arroyo. This is a one-day event and the approved fee of \$1,000.00 per day was collected.

d. Notice of Issuance of Recreational License

Mr. Hines stated that a Recreational License had been issued to West Mesa High School for use of the Power Line Channel for a Cross Country Race.

18. Field Highlights

- a. Construction Report**
- b. Field Report**

Mr. Wagener presented a slide show of various projects, including the Vineyard Arroyo Storm Water Quality Facility (now complete except minor punch list items), the Agency and Area-Wide Flood Control Facility Maintenance project, excavation of the 98th Street Surge Pond Dam, progress of the North Diversion Channel Trail, and construction of Bernalillo County's North



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Domingo Baca Tennis Courts. There will be a ribbon cutting for the North Diversion Channel Trail, but details are still being worked out.

There were also pictures of the AMAFCA crew working at the Piedras Marcadas Spillway, mowing on the North Diversion Channel near the Vineyard Channel, and several photos of the new gooseneck trailer. With the new loader, the rock bucket has been installed on the old loader and rock is being stockpiled at several locations. There was also a picture of a wild turkey spotted in AMAFCA's North Diversion Channel Outfall.

The final photo showed AMAFCA Attorney Marcus Rael, recently named Outstanding Young Lawyer of the Year by the New Mexico Bar Association.

Chairman Hernandez briefly left the meeting at 12:09 p.m. Vice Chair Saiers chaired the meeting in his absence.

19. Unfinished Business

a. Telecommunication Bundling

Ms. Jeffries stated that Pam Woodruff, AMAFCA Executive Secretary, had determined the specifications that would be required in a telecommunication bundling package. Staff will continue to research bundling options. Average monthly expenditures on telephone and internet services in FY 2008 was \$1,621.25. The FY 2009 budget includes \$1,667 per month for telephone and internet services.

b. GIS Technician

Mr. Kelly reported that an offer had been made to and accepted by Kevin Troutman to become the new GIS Technician for AMAFCA. He has a Geography degree from the University of New Mexico and a Masters degree in Computer Information Systems from the University of Phoenix. He has worked at the City Water Quality Laboratory and has worked as a GIS Specialist for the City Environmental Health Department and for Bernalillo County. His first day at AMAFCA will be October 27, 2008.

c. NMWDOC

Director Saiers asked if the New Mexico Watershed and Dam Owners Coalition would be supporting the State Engineer's Office's request for additional Dam Safety Office personnel.

Mr. Kelly stated there would be a meeting of NMWDOC in Tucumcari in October that would finalize the group's positions on the State Engineer's request, including their proposed changes in



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the dam regulations and funding request which would support additional personnel. Some smaller dam owners might not support all of the proposed changes. There will be an additional briefing on this meeting at the November Board meeting.

20. New Business

Mr. Kelly had provided the Board copies of letters between Senator Jeff Bingaman and Pete Geren, Secretary of the Army, regarding funding for the Southwest Valley Flood Damage Reduction Project.

Chairman Hernandez returned at 12:12 and resumed his duties as chair of the meeting.

21. Items from the Floor/Public Comment

Director Saiers reported that she, along with several other Board members, had attended the ribbon cutting ceremony for Tingley Park. She stated that the park was a fine addition to the City, and Wilson and Company had done a wonderful job of planning the ribbon cutting. The surge pond was nicely incorporated into the park. She added that the facility should be nominated for an award.

Mario Juarez-Infante, of Wilson and Company, stated that it had already been submitted to Southwest Contractor for an award. Tyler Ashton, also of Wilson and Company, added that it will also be nominated for American Council of Engineering Companies and American Public Works Association awards.

22. Adjourn

There being no further business to come before the Board, Chairman Hernandez adjourned the meeting at 12:17 p.m.

Tim Eichenberg, Secretary-Treasurer 10/23/08

Recorded by Pam Woodruff, Secretary to the Executive Engineer