



**Albuquerque Metropolitan  
Arroyo Flood Control Authority  
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**1. Call to Order and Roll Call**

Chairman Hernandez called the Regular Board Meeting to order at 10:02 a.m., Thursday, October 23, 2008. Roll was noted as follows:

Directors present:	Chairman Danny Hernandez Director Janet Saiers Director Tim Eichenberg Director Ronald D. Brown Director Daniel Lyon
Directors excused:	None
Others present:	John Kelly, Executive Engineer Christina Anaya, Attorney Staff Other attendees on file at AMAFCA

A quorum was present.

**2. Approval of Agenda**

Director Brown made a motion to approve the agenda. Director Saiers seconded the motion, which passed unanimously (5-0). Mr. Kelly noted there were several handouts.

**3. Meetings Scheduled**

- a. November 20, 2008, 10:00 a.m. – Regular Meeting**
- b. December 18, 2008, 10:00 a.m. – Regular Meeting**
- c. January 2, 2009, Time TBD – Special Meeting to Swear in Directors**
- d. January 22, 2009, 10:00 a.m. – Regular Meeting**

In response to a question from Director Brown about the January 2, 2009 meeting, Mr. Kelly stated that he would have Attorney Marcus Rael review AMAFCA's enabling legislation and report back to the Board at the November meeting.

Director Brown commented that, if the statute states the meeting must be the first business day of the year, the Board could declare January 2, 2009 a "non-business day," which would make the following Monday the first business day of the year. Consensus of the Board was that this might be a viable option.



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

**4. Approval of Minutes**

**a. September 25, 2008**

Director Lyon made a motion to approve the minutes of the September 25, 2008 Regular Board Meeting. Director Eichenberg seconded the motion, which passed unanimously (5-0).

**5. Financial Matters**

**a. Approval of September 2008 Expenditures**

Irene Jeffries, AMAFCA Business Manager, presented the September 2008 Expenditure Report.

In response to a question from Director Saiers, Jerry Lovato, AMAFCA Drainage Engineer, stated that the check to the City of Albuquerque for "Air Permit" was for AMAFCA's programmatic permit that is part of the City's fugitive dust control program. Mr. Kelly stated that several years ago, Mr. Lovato had negotiated the fee down from the original \$99,000 to \$7,568.

Director Saiers made a motion to approve the September 2008 Expenditure Report. Director Lyon seconded the motion, which passed unanimously (5-0).

**b. Investment Report for September 2008**

For information. There were no questions regarding the Investment Report.

**c. Financial Recap September 16, 2008, through October 15, 2008**

For information. Ms. Jeffries noted that in the Construction Fund, actual payments had exceeded the forecast figure because the forecast had not included the payments to the Corps of Engineers for the Black Mesa Three Dam Outlet project.

**d. Financial Forecast October 16, 2008, through November 15, 2008**

Ms. Jeffries presented the Financial Forecast for the period October 16, 2008, through November 15, 2008. She noted the Operating Fund forecast includes a \$175,000 transfer to the Building and Yard Improvements Fund.

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



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**e. Approval of Official Finding for Deletion of Certain Items from Inventory**

Ms. Jeffries stated that, as reported at the July Board meeting, she discovered while doing the inventory that there are a number of older items listed on the inventory lists that have an original value of \$200 or less. They are still in use, but for ease in tracking the inventory, she would like to delete them from the inventory lists. She provided the Board with a list of items she would like to delete from the office and maintenance inventory lists. If approved by the Board, she will notify the State Auditor 30 days in advance of their removal from the lists.

Mr. Kelly added that the State Auditor only requires that inventory over \$5,000 be listed on the inventory unless it was on the inventory prior to the change in the capitalization threshold. However, items listed on the inventory at the time of the threshold increase need to continue to be tracked until removed from the inventory list by specific Board action.

Director Brown made a motion that the Board approve the removal of the listed items from the AMAFCA inventory list, and execute the Official Finding. Director Lyon seconded the motion.

Director Saiers suggested that future cleanups of the inventory lists might delete items up to a \$400 or even \$500 original purchase price. Director Brown supported an increase in the threshold, but stated that action should take place at a future meeting.

After brief discussion, consensus of the Board was that they would be comfortable with having items originally valued at less than \$500 removed from the inventory lists, and requested that staff bring such a request to the Board at a future meeting.

The motion passed unanimously (5-0). The Official Finding was circulated for the Board's signatures.

**f. Recent Market Impacts on AMAFCA Bonds – Briefing by Kevin Powers, RBC Capital Markets**

Mr. Kelly introduced Kevin Powers, AMAFCA's Financial Advisor. He asked Mr. Powers to report on recent market events and how they might affect AMAFCA bonds, and the upcoming bond sale next spring or summer.

Mr. Powers briefed the Board on recent market disruptions and the potential impact on AMAFCA bonds. He stated that yields on municipal bonds have increased dramatically over the last six weeks. If AMAFCA's last bond sale had been now instead of on July 24, the interest rate would have been considerably higher, even though the bonds with a 7-8 year term that AMAFCA typically sells have been affected less dramatically than those with longer terms.



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He added that there were some successful bond sales on October 22, so the market may be beginning to settle down. He expected the market to eventually stabilize with only slightly elevated interest rates.

Mr. Powers stated that his AMAFCA income projections were based on conservative projections, so even with the current rates, AMAFCA should not be adversely affected. AMAFCA's double triple-A bond rating will help.

He added that AMAFCA's bond question has been endorsed by a number of organizations, and by the *Journal*. He anticipated that this bond election will be closer than those of recent years, but he stated the outlook is good and he expects it to pass. The "no tax increase" message is a good one, AMAFCA has an excellent credit rating with resulting low interest rates, and the mill levy amount is small.

Chairman Hernandez noted that staff had provided a handout of the history of AMAFCA bond elections as item 5f. All have passed, with margins ranging from 1.44 to 1 to 3.31 to 1.

Chairman Hernandez noted this would be a good time to hear the AMAFCA 2008 Bond Committee update, so with the Board's concurrence, he moved that item forward on the agenda.

**22. New Business**

**a. AMAFCA 2008 Bond Committee Update**

Mr. Kelly stated that Steve Metro, Chair of the AMAFCA 2008 Bond Committee, was unable to attend the meeting and had asked Joan Griffin, Marketer for the Committee, to give an update report.

Joan Griffin stated that a little over \$40,000 was raised for the media campaign. Ads are currently running on Comcast, Fox News, and CNN, and will begin next week on channels 4 and 13. Ads are running in the *Journal* beginning Sunday, and will run in the *Alibi* today and next Thursday. Radio ads will air on KOB AM beginning next week. She also noted the *Journal* endorsement. She stated she expected the bond authorization to pass.

Director Lyon stated that the television advertisement was very nice.

Mr. Kelly noted that this would be the first ad ever in the *Alibi*; as Ms. Griffin expected this election to skew a bit younger, the *Alibi* was deemed a good way to reach those voters.



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**6. Legal**

**a. Status Report**

Attorney Christina Anaya stated Mr. Rael was unable to attend the meeting. She briefed the Board on the status of various legal matters. There were no questions from the Board.

**b. U.S. Department of Labor Claim**

Christina Anaya began to brief the Board regarding the letters sent in this matter.

Director Eichenberg requested a closed session, for purposes of discussion regarding personnel matters, so that the full Board could be briefed in more detail.

Director Eichenberg 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 Lyon seconded the motion, which passed unanimously (5-0), on a roll call vote. Chairman Hernandez closed the meeting at 10:27 a.m.

Director Saiers made a motion that the meeting be re-convened. Director Brown seconded the motion, which passed unanimously (5-0), on a roll call vote.

Chairman Hernandez re-opened the meeting at 10:52 a.m. He stated that the Board had taken no action during the closed meeting, but had discussed personnel matters.

**7. FY 2008 Audit – Status of Audit Review by State Auditor**

Mr. Kelly stated that the State Auditor is finishing up their review of FY 2007 audits before reviewing and approving those for FY 2008. Preliminary comments from the Auditor's office noted minor typographical errors, and other minor items.

**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/AECOM for engineering/architectural services for Building Code Review of Proposed AMAFCA Building Remodel – Downstairs Offices, on a time and materials basis, not to exceed \$4,000.00; and



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- Wilson and Company for surveying services to Westgate Dam and Powerline Channel Access Control Project, on a time and materials basis, not to exceed \$6,392.56.

***Consent Agenda:***

- 9. Consideration of Extension of Various On-Call Services Agreements**
- a. Surveying Services – Third and Final Extension of Agreements**
  - b. Site Photography Services – Third and Final Extension of Agreements**
  - c. Title Services – Third and Final Extension of Agreements**
  - d. Real Estate Appraisal Services – Third and Final Extension of Agreements**
  - e. Geotechnical / Environmental Services – Third and Final Extension of Agreements**
  - f. Engineering Services – First Extension of Agreements**

The memo from Mr. Kelly stated that the on-call agreements for non-engineering services let October 31, 2005, are due for their third and final extensions, and the on-call agreements for engineering services let in November 2007 are due for their first extensions. All are standard one-year contracts with up to three extensions at the mutual agreement of the parties. The contracts provide that the fees remain unchanged over the course of the contracts.

The memo stated that AMAFCA staff is satisfied with the services of all contractors. All have indicated they would like to renew their contracts. Signed AMAFCA Campaign Contribution Disclosure Forms are on file for each.

The contracts to be extended are:

**Non-Engineering:**

- Surveying Services: Albuquerque Surveying Company, Bohannon Huston, High Mesa Consulting (formerly Jeff Mortensen and Associates), and Wilson and Company
- Site Photography Services: Eagle's Eye Photo Imaging
- Title Services: LandAmerica Albuquerque Title
- Real Estate Appraisal Services: American Property, Commercial Appraisal Professionals, and Shipman/Foley & Associates
- Geotechnical/Environmental Services: AMEC Earth & Environmental, Kleinfelder, and Vinyard & Associates



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Engineering:

- Category #1 (Hydrology/Hydraulic Analysis, FEMA Floodmap revisions, Small DMPs, and Dam Inundation Mapping): Bohannon Huston, URS Corporation, Smith Engineering Company, and Easterling Consultants
- Category #2 (Small Project Design, Construction Engineering and Architectural Services, Structural Review and Design, Project Review and Inspection, and Utility Review and Design): Bohannon Huston, Boyle Engineering, Wilson & Company, and Smith Engineering Company
- Category #3 (Erosion, Sediment, and Prudent Line Review and Analysis): Mussetter Engineering, and Ayres and Associates

**10. West I-40 Landscape Maintenance – Consideration of Second Extension of Contract with Black Forest Tree Service**

The memo from Kurt Wagener, AMAFCA Field Engineer, stated AMAFCA entered into a contract with Black Forest Tree Service for landscape maintenance of the West I-40 Diversion Channel Phase III Project in December 2006. The term was for one year, with up to three one-year extensions upon mutual agreement. Mr. Ed Powell, President of Black Forest, has agreed to a contract extension with no increase in prices. Subject to Board approval, this is the second extension of the contract. The signed AMAFCA Campaign Contribution Disclosure Form is on file.

**11. Ditch Safety Coordinator – Consideration of Second Extension of Professional Services Agreement with Griffin and Associates**

The memo from Ms. Jeffries stated AMAFCA entered into a Professional Services Agreement with Griffin and Associates for Ditch Safety Coordination on November 16, 2006. AMAFCA serves as the fiscal agent for the Ditch and Water Safety Task Force.

The memo stated that the agreement provides for three one-year extensions subject to mutual agreement by AMAFCA, Griffin and Associates, and the Task Force. Unlike the on-call agreements in agenda item 9, the agreement did not fix fees for the duration of the agreement. Rate increases must be mutually agreed to by AMAFCA, Griffin and Associates, and the Task Force.

The memo added that Griffin and Associates requested a rate increase of 5%, which was concurred with by the Task Force on October 1, 2008. If approved by the AMAFCA Board of Directors, this will be the second extension of the agreement which was approved by the Board at its November 2006 meeting. The signed AMAFCA Campaign Contribution Disclosure Form is on file.



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**12. La Cueva Arroyo Storm Water Quality Facility – Approval of Amendment to Agreement with the Larkin Group for Construction Management Services**

The memo from Mr. Lovato stated the La Cueva Inlet Storm Water Quality Facility Agreement with Larkin Group, dated November 6, 2005, included the scope of work for Phase I and II Construction Engineering Services and provided that the fees would be negotiated upon completion of final design. Fees have been negotiated at \$8,400.00 lump sum for Phase I, and on a time and materials basis not to exceed \$126,162.00 for Phase II. The Engineer's Estimate for the project is \$1,580,000. The construction phase services are 6.2% of this, which is reasonable for a project of this size.

**13. AMAFCA Basement Improvements – Authorization to Advertise for Construction Bids**

The memo from Mr. Lovato stated construction documents for the AMAFCA Basement Improvements Project will probably be complete in early November. The Architect's current estimate for the building remodel is \$69,200.00, based on proposed office construction that will extend over 1730 square feet of basement area.

The memo went on to state that this cost does not include the additional mechanical and plumbing changes needed to address the heating and air conditioning requirements for the new offices. The current system cannot be used and will need to be supplemented by an additional HVAC unit, estimated to cost \$20,000. Additional site work and utilities may be required for final approval by the City of Albuquerque.

There being no further items on the Consent Agenda, and there being no questions, Director Brown made a motion that the Board take the following actions on agenda items 9 through 13:

- Authorize the Executive Engineer to extend each of the above listed on-call contracts for a one-year term, with no increase in fees, as per the provisions of the contracts;
- Authorize the Executive Engineer to extend the Contract with Black Forest Tree Service for an additional one-year term, per the provisions of the contract dated October 26, 2006, with no increase in fees;
- Authorize the Executive Engineer to extend the Ditch Safety Coordinator Agreement with Griffin and Associates for a one-year term with a 5% rate increase as per the provisions of the contract;
- Approve Amendment No. 3 to the Agreement with the Larkin Group for the La Cueva Inlet Water Quality Structure Construction Engineering Services in the amount of \$134,562.00, excluding New Mexico Gross Receipts Tax; and



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- Authorize the Executive Engineer to advertise for construction bids for the AMAFCA Basement Improvements Project.

Director Lyon seconded the motion, which passed unanimously (5-0).

Mr. Kelly introduced representatives of the consent agenda companies present, including Maurice and Mary Hobson of New Mexico Outsourcing, Tyler Ashton of Wilson and Company, Pat Conley of Smith Engineering Company, Joan Griffin of Griffin and Associates, and Don Lopez of URS Corporation.

Director Lyon inquired if the Board would be given copies of the AMAFCA Campaign Contribution Disclosure Forms which were signed by the on-call services firms. These were mentioned in the Board memos as being "on file."

Director Saiers suggested a single copy of each be circulated during the meeting, but Director Eichenberg stated he would prefer that each Director get a copy. He noted that he had just received a copy of the list of contributors to the 2008 AMAFCA Bond Committee, and would like for the AMAFCA Board of Directors to have similar information.

Consensus of the Board was that they would like to see all AMAFCA Campaign Contribution Disclosure Forms. Mr. Kelly replied that he will provide copies of the AMAFCA Campaign Contribution Disclosure Forms for the subject contracts to the Board prior to the end of the meeting, and in the future will include copies of the forms with the respective Board memos.

***Regular Agenda:***

**14. Storm Water Quality Education Coordinator Services – Selection Advisory Committee Recommendation**

Lynn Mazur, AMAFCA Development Review Engineer, stated that the Executive Committee of the Storm Water Team had met at AMAFCA. SSCAFCA was the only Executive Committee agency who did not have a representative present. The Executive Committee also served as the Selection Advisory Committee for the Storm Water Quality Education Coordinator Services RFP.

She stated that the first order of business was election of officers. Vern Hershberger, of the University of New Mexico, volunteered to be Chair, and Kathy Verhage, of the City of Albuquerque Department of Municipal Development, volunteered to be Secretary. They were affirmed unanimously.

Ms. Mazur stated the second order of business was discussion of the proposals received for Storm Water Quality Education Coordinator. Four proposals were received by the October 7 deadline.



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Two proposals were deemed non-responsive by AMAFCA staff because they did not include the correct Campaign Contribution Disclosure Form. Of the remaining two proposals, the SAC determined that one proposal was non-responsive because it did not address the Scope of Services of the proposal. It emphasized water quality education for the construction industry, rather than education for the general public and school children.

The Executive Committee also discussed the Albuquerque-Bernalillo County Water Utility Authority (ABCWUA) drinking water project, which is scheduled to come online in early 2009. The Committee emphasized the importance of selecting an experienced Coordinator who will be sensitive to the fact that the ABCWUA will be drawing drinking water from the Rio Grande while the Storm Water Team is educating the public on the quality of storm water that flows to the river. The Executive Committee also noted this procurement could be for up to a four-year period with compensation totaling \$250,000.

She stated that the SAC did not want to base a recommendation on the one remaining proposal, so it voted unanimously to recommend that the AMAFCA Board reject all proposals and re-advertise the request for proposals.

Vern Hershberger, who was present, stated this was an accurate representation of the meeting and the Committee's recommendation. The SAC would like a richer pool to choose from.

Director Brown commented that choosing from only one responsive proposal was likely not in the public's best interest.

Director Brown made a motion that the Board reject all proposals and authorize re-advertisement of the Request for Proposals for Storm Water Quality Education Coordinator. Director Lyon seconded the motion, which passed unanimously (5-0).

**15. Parkway Storm Drain – Consideration of Engineering Services Agreement with Smith Engineering Company**

Mr. Wagener introduced Pat Conley, of Smith Engineering Company.

Mr. Wagener stated that the engineering services agreement had been negotiated with Smith Engineering Company for the Parkway Storm Drain project. It had been reviewed by attorneys for both parties.

Director Saiers made a motion that the Board approve the Agreement with Smith Engineering Company, Inc., to provide Professional Engineering Services for the engineering design and meeting facilitation of the Parkway Storm Drain Project in the amount of \$87,207.00, excluding New Mexico Gross Receipts Tax. Director Brown seconded the motion.



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Discussion followed.

In response to a question from Director Saiers about possibly obtaining capital funding from the legislature for construction of the landscaping and park portion of this project, Mr. Hobson stated funding would be difficult to obtain in the 2009 session, but could possibly be pursued in another year.

Mr. Wagener stated that Director Lyon has been in discussions with City Councilor Ken Sanchez, and that the City will handle the funding if park elements are added to the project. AMAFCA will pay for the storm drain portion of the project. He added that the first public meeting regarding this project will happen at the Parkway Neighborhood Association meeting on November 11, 2008.

Responding to a question from Director Eichenberg, Mr. Wagener stated that \$90,000 has been budgeted for engineering services for this project. At this time, it is unknown whether the public use will be open space or a trail. City of Albuquerque Parks and Recreation has no funding identified for construction of park improvements at this time.

Mr. Kelly stated that the fee includes surveys and public meetings. He had not anticipated including a boundary survey, however, there are a number of potential encroachments. As such, this was added to the necessary field topography study. The total cost is at \$13,000. Public participation meetings are included at \$10,000. These meetings will not determine details such as landscaping, but they will help determine the final use of the land so that it can be properly graded during construction. If third party money is obtained in time, landscaping can be done in conjunction with the construction.

In response to a question from Director Brown, Mr. Wagener stated that construction was estimated to cost \$900,000 to \$1 million. Director Brown noted that, due to the status of the current market, a good price can be obtained if the project is designed quickly and goes to bid soon, whether or not the landscape design is complete. Mr. Wagener noted the storm drainage design should be complete around February 2009.

The motion passed unanimously (5-0).

**16. West I-40 Diversion Channel Survey – Briefing on Intent to Use Wilson & Company On-Call Surveying Contract to Perform Work**

Mr. Lovato stated that the Board had been briefed on the need to re-survey the West I-40 Diversion Channel Phase III at the July 26, 2007 Board meeting, per the "Agreement for Transfer of I-40 Diversion Project and Funds" with the City of Albuquerque, dated January 16, 1996.



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AMAFCA is required to "prepare plat(s) and quitclaim all portions of the Project within the City limits to the City free and clear of all liens, claims and encumbrances."

Mr. Lovato added that, at that meeting, staff was directed to re-negotiate the terms and conditions required by the City of Albuquerque and NMDOT, and to seek doing just a paper plat rather than a full survey, due to the high cost of the survey.

He reported that the City and NMDOT have not changed their requirements, and will require a full survey rather than just a paper plat. However, NMDOT will provide technical assistance and staff time to coordinate with FHWA to relocate the interstate route access control line, valued at \$8,000, to keep the cost at the budgeted cost of \$75,000. The fee to Wilson and Company will be a lump sum of \$75,000.

Mr. Kelly added that he was bringing this assignment to the Board's attention as it is right at his contract limit for an on-call contract. He requested the Board's concurrence with assignment of this survey to Wilson and Company as an on-call task under their on-call surveying agreement.

Director Lyon made a motion that the Board concur with the assignment of the task order to Wilson and Company to provide survey and platting services for the West I-40 Diversion Channel Phase III Project at a lump sum of \$75,000. Director Brown seconded the motion, which passed unanimously (5-0).

**17. Legislative Liaison Services**

**a. Consideration of Second Extension of Agreement with New Mexico Outsourcing, Inc.**

Mr. Kelly introduced Maurice and Mary Hobson, of New Mexico Outsourcing, Inc., AMAFCA's lobbyists. Their contract is up for renewal. This will be the second extension of their contract. He stated that the Hobsons are willing to renew their agreement at the same rates as the 2007 60 day session. The fee will be \$25,000 lump sum for the 60-day session, plus \$65/hour, not to exceed \$5,000, for interim committee work. He noted the signed AMAFCA Campaign Contribution Disclosure Form is on file. He recommended approval of the agreement.

Director Brown made a motion that the Board approve the Agreement with New Mexico Outsourcing for legislative liaison services for the 2009 Legislative session and authorize the Chair to execute the agreement. Director Eichenberg seconded the motion, which passed unanimously (5-0).



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**b. Briefing on Meetings of Interim Committees**

Mr. Hobson briefed the Board on the actions of the Legislative Interim Committees. He stated that there are signs that the economy in the state is starting to weaken. Property taxes take care of AMAFCA's construction and operating funds, but the correcting action of the Yield Control Act will probably keep AMAFCA's income steady despite the slump in property values.

He reported that he had attended the Revenue Stabilization and Tax Policy Committee meeting. The effect of the Yield Control Act is that property tax rates *decrease* as property values *increase*, and vice versa. There is a 1 ½ year delay between value changes and when they affect property tax rates. Yield Control and the 3% annual limit on property tax valuation increases lead to a dampening effect, so that mill levy income is relatively steady instead of going through wild swings.

He added that, in Bernalillo County, home prices have dropped about 7.9% in the past year. However, due to the lag effect of Yield Control, there should not be an adverse effect on AMAFCA's income.

Mr. Hobson also reported on the meeting of the Water and Natural Resources Committee. State Engineer John D'Antonio addressed the committee regarding the issues facing the Office of the State Engineer (OSE), including being short of qualified dam safety engineers, and the number of dams in the state in poor or unsatisfactory condition. A funding request for fiscal year 2010 has been submitted to the Legislative Finance Committee.

He reported that there is interest in moving the OSE towards being a licensing/regulating agency rather than being quasi-judicial. Adjudication would be through a state-wide water court. Neighboring states who do this well are being used as an example of the right way to set this up.

He added that the Governor's state-level hiring freeze and spending freeze until June 30, 2009 will adversely affect the OSE, which is already shorthanded.

He stated that, at the request of the Legislative Water and Natural Resources Committee, AMAFCA representatives attended the committee's September meeting in Belen but were not questioned by committee members.

Mr. Kelly noted that in July, when dam owners first heard of changes in the dam regulations suggested by the OSE, it came as a surprise. The dam owners are now informed and support most of the suggested changes, which reduce the number of dams in the state falling under the jurisdiction of the OSE. In addition, dam owners are considering requesting further modifications to some of the regulations, further clarifying the threshold of jurisdictional dams. This will reduce the workload on the OSE.



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In response to a question from Director Saiers about the mass transit funding issue on the ballot and possible alternative funding through the legislature, Mr. Hobson stated that there has been a lot of talk about not only mass transit, but also road maintenance. Funding for these will have to be balanced.

Responding to a question from Director Lyon about the status of the State Engineer, Mr. Hobson confirmed that the position is appointed by the Governor.

Responding to a question from Director Saiers, Mr. Hobson stated that the OSE is short two engineers, and cannot afford to pay what it would take to hire the necessary level of expertise.

In further response to Director Saiers' question, Mr. Kelly stated that, due to the Governor's freeze on hiring and salaries, it would not be wise for the New Mexico Watershed and Dam Owners Coalition to request more money for the OSE at this legislative session. Instead, they will focus on supporting changes to the dam regulations, which will help the OSE by reducing their workload.

**18. Consideration of Resolution 2008-13, *Support of Dedicated and Ongoing State Funding for Updating Regional Water Plans***

Mr. Kelly stated that the draft version of Resolution 2008-13 had been modified according to the Board's feedback at the September 25, 2008 Board meeting. He requested Board review, and if the Board deems it suitable, Board approval of the resolution.

Chairman Hernandez noted that AMAFCA was one of only two agencies which had not yet passed a resolution in support of ongoing funding for regional water plans.

Director Brown made a motion that the Board approve Resolution 2008-13, *Support of Dedicated and Ongoing State Funding for Updating Regional Water Plans*. Director Saiers seconded the motion.

Responding to a question from Director Eichenberg, Mr. Kelly stated that the resolution will:

- encourage the legislature to supply ongoing funding for regional water plans at \$400,000/year;
- notes AMAFCA will continue to utilize BMPs to reduce storm water borne pollution;
- notes AMAFCA will continue to incorporate BMPs and aquifer recharge as parts of AMAFCA projects, subject to physical constraints within the flood control system;
- notes AMAFCA will continue to provide water quality information to the groups involved; and



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- notes AMAFCA will continue to include constructed water quality ponds where appropriate for secondary treatment.

He stated the resolution essentially affirms what AMAFCA has been doing for the last six years under the storm water quality program, and supports the regional water plan funding request.

Chairman Hernandez noted that sixteen water plans need to be updated in the State of New Mexico. The ongoing funding will help this happen.

Mr. Kelly stated that with the upcoming EPA permit, AMAFCA will need to be more involved in Rio Grande water quality. With the North Diversion Channel discharging just upstream of the new drinking water diversion dam, AMAFCA has a spotlight on it. AMAFCA will need to monitor the water not only in the North Diversion Channel, but also the water in the river just upstream of the North Diversion Channel Outfall.

Chairman Hernandez commented that the current water plan for the area didn't emphasize water quality, but water quality will be more important in the updated plan.

Mr. Kelly noted that items 2-5 in the resolution are a great statement of the Board's policies, and if the resolution is adopted, he will show it to the EPA at their meeting the next day.

The motion passed unanimously (5-0), on a roll-call vote.

**19. Real Estate**

**a. Notice of Issuance of Recreational Licenses**

Loren Hines, AMAFCA Real Estate Manager, stated that two short-term recreational licenses were recently issued. One is for a charity walk on a portion of the La Orilla Outfall and Corrales Main Canal on October 25, and the other is for a cross country meet on the Power Line Channel on October 30, 2008.

**20. Field Highlights**

**a. Construction Report**

**b. Field Report**

Mr. Wagener showed videos of the Vineyard Arroyo Storm Water Quality Facility and the Black Arroyo Dam Water Quality Facility during and after recent storms. The footage of the Vineyard Arroyo Storm Water Quality Facility showed the water dropping through the Coanda screen, leaving sediment, trash, and debris to collect in the facility, and delivering clean water to the



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channel. Mr. Lovato stated that the Black Dam Water Quality Facility functioned very well, and captured 1,000-1,500 cubic yards of sediment in this storm.

Mr. Wagener then presented a slide show of various projects, including the Vineyard Arroyo Storm Water Quality Facility, the Black Arroyo Dam Water Quality Facility, some before-and-after photos of repairs done under the Agency and Area-Wide Flood Control Maintenance contract, the inlet/outlet, and spillway of the 98<sup>th</sup> Street Surge Pond Dam, the Fountain Hills Pond, the Piedras Marcadas Park, and the Ribbon Cutting on the North Diversion Channel Trail from Paseo del Norte to Alameda.

Mr. Wagener added that the City is in final design for a similar bike trail undercrossing at Alameda.

The final photos showed the AMAFCA crew using the claw on the excavator to thin and remove woody vegetation on the Pino Arroyo Dam. The resulting woody debris is gathered by the skidsteer. Most of the debris is chipped and the rest is hauled off for disposal.

**21. Unfinished Business**

**a. Telecommunication Bundling**

Mr. Kelly gave a status report on telecommunication bundling. He stated that AMAFCA's communication needs will be changing in the near future as a result of the GIS upgrade and conversion project that is currently being advertised. The best opportunity for cost savings will occur after equipment has been upgraded. A key element will be upgrading AMAFCA's internet connection to a high speed/high capacity T1 line. Staff will keep the Board informed.

**22. New Business**

**b. Dedication of UNM Hydraulic Lab, Tuesday, October 28<sup>th</sup>, 4:30 p.m.**

Mr. Kelly stated that the Dedication of the new UNM Hydraulic Lab will be on Tuesday, October 28, 2008, with a lab demonstration at 4:30 p.m. and the dedication at 5:00 p.m.

He added that, as parking at UNM is very limited, a van to UNM will depart AMAFCA at 4:15 p.m. He invited current and former Board members to utilize the van for door-to-door service to the ceremony.



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**c. Middle Rio Grande Flood Control Association Annual Meeting, December 3<sup>rd</sup>, 7:00 a.m.**

Mr. Kelly noted that the Middle Rio Grande Flood Control Association Annual Meeting will be Wednesday, December 3, 2008, at 7:00 a.m. at the Four Hills Country Club in Albuquerque. Board members should notify staff if they wish to attend.

**23. Items from the Floor/Public Comment**

None.

**24. Adjourn**

There being no further business to come before the Board, Chairman Hernandez adjourned the meeting at 11:56 a.m.

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Tim Eichenberg, Secretary-Treasurer 11/20/08

Recorded by Pam Woodruff, Secretary to the Executive Engineer