



Albuquerque Metropolitan
Arroyo Flood Control Authority
Special Meeting Minutes
February 4, 2016
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1. Call to Order and Roll Call

Chair Brown called the Special Board Meeting to order at 11:00 a.m. Thursday, February 4, 2016. Roll was noted as follows:

Directors present:	Chair Bruce M. Thomson Director Cynthia D. Borrego Director Ronald D. Brown Director Tim Eichenberg Director Deborah L. Stover
Directors excused:	None
Attorney present:	Attorney Marcus Rael, Jr., Robles, Rael & Anaya
Others present:	Jerry M. Lovato, P.E., Executive Engineer Staff Other attendees on file at AMAFCA

A quorum was present.

2. Approval of Agenda

Director Borrego requested that **Item 6. New Business** be moved up on the agenda to discussed concerns with the General Legal Counsel Services Request for Proposal, prior to **Item 4. General Legal Counsel Services – Consideration of SAC Recommendation.**

Director Borrego made a motion to approve the agenda, as amended. Director Brown seconded the motion, which passed unanimously (5-0).

3. Items from the Floor/Public Comments

None.

Item 6 was moved up, per the amended agenda.



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6. New Business

Director Borrego advised that after reviewing the bids and talking to other Directors it was suggested that the Board or a small selection committee be formed to look at the Procurement Policy in order to be clear and better understand the Policy and the role of the committee. She voiced concern over how to properly grade the respondents and inquired about doing so in a closed session. Responding to Director Borrego, Attorney Marcus Rael stated that a closed session cannot be called to discuss capabilities; it goes against the Open Meetings Standard. He further stated a closed session could be called for firms with pending litigation issues. Director Eichenberg acknowledged the concerns and suggested that the each member of the Board give their top three candidates and there is no need to explain why each was scored.

4. General Legal Counsel Services – Consideration of SAC Recommendation

The entire Board had served as a Committee of the whole in their role as the Selection Advisory Committee to consider proposals for General Legal Counsel Services. Each committee member ranked Robles, Rael & Anaya, P.C., first. The committee recommended the selection of Robles, Rael & Anaya, P.C. for General Legal Counsel Services.

Director Brown made a motion that the Board approve the selection of Robles, Rael & Anaya, P.C. for General Legal Counsel Services, and authorize the Executive Engineer to negotiate an agreement for one year with three optional extensions. Director Eichenberg seconded the motion, which passed (5-0).

Responding to a question from Chair Thomson, Attorney Rael stated that he did have some severe medical issues within the last year; however, they are resolved and he is back fulltime and plans to be at the Board meetings in the future.

Responding to a comment from Chair Thomson, Mr. Lovato stated that the broiler plate had been updated to include the criteria request.

Director Eichenberg acknowledged Mr. Morris “Moe” Chavez with Saucedo Chavez as being present in the audience. Mr. Chavez thanked the Board. He further stated that the grading of the proposal process was fair and congratulated Robles, Rael, and Anaya for winning the contract.

5. Unfinished Business

None.



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7. Adjourn

There being no further business to come before the Board, Chair Thomson adjourned the meeting at 11:28 a.m.

Ronald D. Brown, Secretary-Treasurer, 3/30/16

Recorded by Guylene Harris, Executive Administrative Assistant

