



**Albuquerque Metropolitan Arroyo Flood Control Authority**  
**Regular Meeting Minutes**  
**June 25, 2020**  
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**1. Call to Order and Roll Call**

Chair Thomson called the Board Meeting to order at 10:02 a.m., Thursday, June 25, 2020. The call was hosted via Zoom in order to comply with AMAFCA Resolution No. 2020-05, a Resolution of the Governing Body of Albuquerque Metropolitan Flood Control Authority, Authorizing the Exercise by Board of Directors of Amended Procedures for the Conduct of Public Meetings During the Effective Period of Executive Order No. 2020-004, Issued by the Governor of New Mexico on March 11, 2020.

Directors present via Zoom: Chair Bruce M. Thomson  
Director Cynthia D. Borrego – left Zoom at 11:56 a.m.  
Director Ronald D. Brown  
Director Tim Eichenberg  
Director Deborah L. Stover – on Zoom at 10:09 a.m.

Directors excused: None

Attorney present via Zoom: William Zarr, Robles, Rael & Anaya

Others present via Zoom and / or in person: Jerry M. Lovato, P.E., Executive Engineer  
Staff

A quorum was present.

**2. Approval of Agenda**

Director Brown made a motion to approve the agenda. Director Borrego seconded the motion, which passed (4-0), on a roll-call vote.

**3. Meetings Scheduled**

- a. July 23, 2020, 10:00 a.m. – Regular Meeting**
- b. August 27, 2020, 10:00 a.m. – Regular Meeting**
- c. September 24, 2020, 10:00 a.m. – Regular Meeting**

After a brief discussion regarding skipping a month it was agreed that if the August meeting is needed it would be as short as possible. There no changes to the above dates.

**4. Items from the Floor / Public Comments**

The following (unedited) public comment was received on June 23, 2020 and sent to the Board of Directors. This same document was viewed on the Smartboard by the AMAFCA Board and

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members of the public participating via Zoom with a portion being read aloud.

**From:** Sky View Acres Neighborhood Association  
**To:** [amafca@amafca.org](mailto:amafca@amafca.org)  
**Cc:** "Linda Davis"  
**Subject:** Agenda Item/Public Comment - June 25, 2020  
**Date:** Tuesday, June 23, 2020 11:10:58 AM

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To Whom It May Concern,

Below, please find our public comment submission for the June 25, 2020 AMAFCA Board of Directors meeting.

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I'm submitting this public comment on behalf of the Sky View Acres Neighborhood Association and the Sky View Acres neighborhood.

The entrance to our neighborhood is bordered to the south by the AMAFCA "Octopus Pond" which is located at the SW intersection of Loma Larga and Cielo Vista del Norte.

Approximately 5 years ago, the wire fencing was replaced, at our request, because it was in such a neglected condition. The replacement fence is also wire and hasn't been maintained well. The wire is regularly getting cut, a couple fence posts are out of the ground and most of the wire is sagging across the length of the fence. It is becoming an eyesore again.

Additionally, the upper tier of the pond, which is at eye level with the road, is regularly full of Russian Thistle weeds. We would like to request this upper area be weeded on a monthly schedule with a Pre-Emergent spread regularly to keep the weeds down.

We would appreciate AMAFCA being a better neighbor and are requesting an appropriate budget/schedule be created to regularly maintain the "Octopus Pond" weeds and fencing. This pond is the first thing we see when entering our neighborhood. Please maintain it as you would like the entrance to your personal neighborhoods maintained.

Thank you in advance for your consideration.

Anna

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Anna Brown, Treasurer  
Skyview Acres Neighborhood Association  
[www.skyviewacresna.org](http://www.skyviewacresna.org)  
T: (505) 205-1597  
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Mr. Jerry M. Lovato, AMAFCA Executive Engineer, recapped the history of the area, acknowledging that AMAFCA has a small crew, many facilities, and a monthly maintenance schedule would not be possible.

Chair Thomson asked if Ms. Brown was on the Zoom conference. Since there was no response, Chair Thomson asked Mr. Lovato to write a short letter to Ms. Brown.

Director Stover's presence was noted on the Zoom conference at 10:09 a.m.

### 5. Approval of Minutes

#### a. May 28, 2020

Director Eichenberg requested a change. Director Borrego made a motion to approve the minutes of May 28, 2020, as amended. Director Brown seconded the motion, which passed (5-0), on a roll-call vote.

Chair Thomson stated **Agenda Items 6 a and 6 b** were on the Consent Agenda. Director Borrego made a motion that the Board accept the items on the Consent Agenda.

The motion approved the following:

- 2016 On-Call engineering Services Category 2, Task Order Number 8 Lower Bear Construction Services – Amendment 3 for Additional Construction Services with Bohannan Huston, Inc., to address Completion Contractor work; and
- Agreement for Design and Construction Management Engineering Services for Agency & Area-Wide Flood Control Rehabilitation VIII Project – Amendment 10 for Additional Construction Services with Conley Engineering, LLC., to address Completion Contractor work.

Director Brown seconded the motion, which passed (5-0), on a roll-call vote.

### 7. Executive Engineer's Report

#### a. Notification of Past Month's Activities

Mr. Jerry M. Lovato, AMAFCA Executive Engineer, referenced the late mailout which highlighted significant activities from the last month.

- **General & Administrative**

*Safety and Security – AMAFCA Staff:* Security improvements at the AMAFCA Office are on-going. The AMAFCA office will remain in a lock down condition. AMAFCA staff has

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had additional training and will continue to have joint training sessions as the year progresses.

*COVID-19:* AMAFCA instituted COVID-19 practices and precautions in addition to AMAFCA staff maximizing the use of teleconferencing to interact with constituents and consultants.

*AMAFCA Ratings:* AMAFCA staff along with Directors Thomson and Brown participated in rating reviews with S&P and Moody's. AMAFCA maintained its AAA rating with both rating agencies with a strong stable outlook. AMAFCA highlights included a healthy financial position, a large tax base, and a modest direct debt burden. AMAFCA was recognized for its conservative budgetary practices, maintenance of several reserve funds, and the ability to pay off outstanding debt quickly.

- **Governmental Affairs**

*City of Albuquerque:* Prior to the cancellation of the October 2020 Balloon Fiesta, AMAFCA staff had been working with City of Albuquerque (CoA) and Balloon Fiesta staff to identify possible projects that could be completed before this year's Balloon Fiesta, to minimize traffic delays and to provide emergency access to both AMAFCA facilities and Balloon Fiesta. A small project was identified and completed on the North Camino Arroyo to install pipe drainage to allow an all-weather crossing from Balloon Fiesta Drive to the North Camino Arroyo inlet.

CoA opened bids for the Marble Arno Pump Station Project this week. The lowest responsible bidder, AUI, came in at \$17.1M. The bid amount includes the removal of the old pump station and is in line with the original AMAFCA estimated cost of the project presented to the Board in 2018. CoA earmarked approximately \$15.7M which includes AMAFCA funding. CoA will be meeting on Friday, June 26 to discuss the award of the project.

*Kirtland Air Force Base (KAFB):* KAFB identified an important access road that crosses the Tijeras Arroyo that had been damaged by sediment flows in the past and the sediment transport in the area was depositing sediment into the Tijeras Arroyo. That area is included in the drainage and facility plans for the Tijeras Arroyo completed by AMAFCA. To address KAFB's concerns, AMAFCA can utilize existing studies as a starting point and develop a detailed drainage and sediment transport study of a few sub-basins in the Tijeras Arroyo. KAFB would fund the study costs at an estimated cost as high as \$110k. KAFB received funds from Defense Threat Reduction Agency to move forward with this study. The draft funding agreement would be similar in format to the funding agreement for the Louisiana-Gibson regional flood control facility and the Tijeras Arroyo grade control structures. Staff anticipates having the draft agreement to the Board next month.

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- **Planning and Engineering**

*UNM North Golf Course:* Work on the gabion structure design has not started due to COVID-19 delays. It is unknown at this time when the design will be submitted to UNM for review.

*North Diversion Channel Outfall Project (NDC):* UNM informed AMAFCA that work on the model of the NDC Outfall Project would start up again. It is hoped to be complete by the end of June with the model identifying any discrepancies between the design and the completed project.

- **Facilities Operations & Maintenance**

*Raven Pond:* The Environmental Health Department had been monitoring mosquitoes at the site and sprayed pesticides as needed. Traps at Raven pond continue to catch 10-30 vectors as compared to 300 vectors in other areas of Albuquerque. Raven Pond has functioned as designed during the last two rain fall events. Flows in the Isleta Drain were diverted into Laguna de Cuervo and Raven Pond.

*Failure of Embudo Arroyo Channel west of Carlisle:* A portion of the Embudo Arroyo failed on June 23, 2020 due to flows undermining a mud slab. RMCI installed a mud slab as part of the repair work on the Embudo Channel and a box culvert penetration. After the mud slab failed, AMAFCA staff and RMCI staff worked through the night to stabilize the channel in anticipation of upcoming rainfall events. The temporary work was completed Wednesday afternoon.

*Lower Bear Tributary Water Quality Pilot Project:* AUI would start on July 6, 2020. Preliminary work has already started. The contractor understands that work will be completed in an active arroyo / channel and that protection of life and property would be AMAFCA's first and foremost concern.

- b. Notification of On-Call Services Task Orders**

Mr. Jerry M. Lovato, AMAFCA Executive Engineer, referred to the memo for task orders issued over the last month. There were no questions.

- 8. Financial Matters**

- a. Financial Matters – Approval of Expenditures and Forecast**

Mr. Herman Chavez, AMAFCA Finance and Administration Manager, summarized information provided in the memo and answered questions from the Board.

Director Borrego made a motion to approve the May Expenditure Report. Director Brown seconded the motion, which passed (5-0), on a roll-call vote.

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**b. Financial Position: Recap May 16, 2020 to June 15, 2020 & Forecast June 16, 2020 to July 15, 2020**

Mr. Herman Chavez, AMAFCA Finance and Administration Manager, summarized information provided in the memo. There were no questions.

Director Brown made a motion to approve the Financial / Forecast Report. Director Borrego seconded the motion, which passed (5-0), on a roll-call vote.

**c. Fiduciary Funds – Proof of Cash and Savings**

Mr. Herman Chavez, AMAFCA Finance and Administration Manager, summarized information provided in the memo. There were no questions.

**d. Other Matters**

Mr. Herman Chavez, AMAFCA Finance and Administration Manager, summarized information provided in the memo.

**a. 2020 General Obligation Bond Sale Update**

Mr. Herman Chavez, AMAFCA Finance and Administration Manager, introduced Mr. Erik Harrigan, Managing Director with RBC Capital Markets, LLC. Mr. Harrigan recapped recent events as well as covered items from the May presentation. There were no questions.

**e. Acceptance of Inventories**

There was no discussion on this item.

Director Borrego made a motion that the Board accept the Inventories as presented. Director Eichenberg seconded the motion, which passed (5-0), on a roll-call vote.

**f. Approval of “Exhibit A”, Resolution 2006-08, Reimbursement for AMAFCA Goods and Services**

Mr. Herman Chavez, AMAFCA Finance and Administration Manager, summarized information provided in the memo.

Director Eichenberg made a motion that the Board approve "Exhibit A" of Resolution 2006-8, Reimbursement for AMAFCA Goods and Services. Director Stover seconded the motion, which passed (5-0), on a roll-call vote.

**9. Legal**

**a. Legal Status**

Attorney William Zarr summarized information provided in the memo. There were no questions.

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**10. Legislative Liaison**

**a. Briefing on the 2020 New Mexico Special Legislative Session**

Ms. Vanessa Alarid, AMAFCA Legislative Liaison, summarized information provided in her late mailout. Part of the presentation covered the important date for the Governor of New Mexico to sign and topics such as HB 1 General Appropriation Act Sanding; HB 5 NM Civil Rights Commission; HB 6 Temporary Tax Waivers and Distributions; SB 3 Small Business Recovery Act of 2020; SB 4 Temporary Election Changes; SB 5 Solvency Measures; and SB 8 Law Enforcement Body Cameras. There were no questions.

**11. AMAFCA Drainage Policy**

**a. Resolution 2020-11, AMAFCA Drainage Policy - Adoption**

Mr. Kevin Troutman, AMAFCA GIS Manager, summarized information provided in the memo, answered questions from the Board, and made changes to the Resolution, as requested.

Director Brown made a motion that the Board adopt Resolution 2020-11, AMAFCA Drainage Policy, as amended. Director Stover seconded the motion, which passed unanimously (5-0), on a roll-call vote.

**12. West I-40 Uplands Drainage Management Plan – Plan Implementation – Public Private Partnerships Update**

Mr. Jerry M. Lovato, AMAFCA Executive Engineer, updated the project history. Mr. Bradley L. Bingham, AMAFCA Drainage Engineer, summarized information provided in the memo and answered numerous questions from the Board.

**13. Tennyson Apartments – Development Near Pino Dam – Project Introduction**

**a. Project Update**

Mr. Bradley L. Bingham, AMAFCA Drainage Engineer, summarized information provided in the memo and answered questions from the Board. He also advised that the developer with Titan was participating in the Zoom conference. Director Brown abstained from the discussion.

**b. Turnkey Agreement with Titan – Review Draft Agreement**

Mr. Bradley L. Bingham, AMAFCA Drainage Engineer, summarized information provided in the memo and answered questions from the Board.

**14. Joint Projects**

**a. City of Albuquerque – Marble Arno Pump Station Project Update**

Mr. Bradley L. Bingham, AMAFCA Drainage Engineer, summarized information provided in the memo. Mr. Jerry M. Lovato, AMAFCA Executive Engineer, voiced concern that CoA had advised

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that there is concern that CoA would not have enough funding for the project. AMAFCA had already allotted a certain amount years ago. The Board concurred that AMAFCA had already committed funding, AMAFCA should not pay the entire deficient amount, the project does not appear to be a priority for CoA, and AMAFCA should find other avenues to help CoA move forward with completing the project.

Audio interference was noted at this point by the Board. The interference cleared up in less than a minute's time and the meeting resumed.

**15. Black Mesa 3 Dam Outlet Raymac Dam to McCoy Dam Phase V Project – Award of Construction Contact to Qualified Bidder**

Ms. Nicole M. Friedt, AMAFCA Development Review Engineer, summarized information provided in the memo and answered questions from the Board. Mr. Jerry M. Lovato, AMAFCA Executive Engineer, confirmed that the contractor could do the project and they would have to provide their performance bond.

Director Brown made a motion that the Board award the construction project to Compass Engineering & Construction Services, LLC., in the amount of \$2,773,885.00 (base bid and bid alt #001), plus New Mexico Gross Receipts Tax, for the Black Mesa 3 Dam Outlet Raymac Dam to McCoy Dam Phase V Project. Director Stover seconded the motion, which passed (5-0), on a roll-call vote.

**16. Black Mesa 3 Dam Outlet Project, Agreement to Provide Funding, Construction and Project Management for Water Utility Waterline Casing – Approval of funding agreement with the Albuquerque Bernalillo County Water Utility Authority**

Ms. Nicole M. Friedt, AMAFCA Development Review Engineer, summarized information provided in the memo. There were no questions from the Board.

Director Brown made a motion that the Board approve the funding agreement with the Albuquerque Bernalillo County Water Utility authority to provide water line casing on the Black Mesa Three Dam Outlet, substantially as attached. Director Stover seconded the motion, which passed (5-0), on a roll-call vote.

**17. Black Mesa 3 Dam Outlet Project, Approval of Amendment Seven to the Agreement for Construction Management Services for Black Mesa Phase**

Ms. Nicole M. Friedt, AMAFCA Development Review Engineer, summarized information provided in the memo. There were no questions.

Director Borrego made a motion that the Board approve Amendment Seven to the Agreement for Construction Management Services for the Black Mesa 3 Dam Outlet Project to Wilson & Co. Inc., substantially as attached. Director Stover seconded the motion, which passed (5-0), on a roll-call vote.

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Director Borrego left the Zoom conference at 11:56 a.m.

**18. AMAFCA Field Highlights**

**a. Field Report**

Mr. Nolan Bennett, AMAFCA Field Engineer, gave a report of various projects and events over the last few months and answered questions from the Board.

**b. Construction Report**

Mr. Nolan Bennett, AMAFCA Field Engineer, referred the Board to the various charts. There were no questions.

**19. Unfinished Business**

None.

**20. New Business**

None.

**21. Adjourn**

There being no further business to come before the Board, Chair Thomson adjourned the meeting at 12:30 p.m.

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Deborah L. Stover, Secretary-Treasurer, 7/23/2020

*If Draft is noted as a watermark, the minutes are in draft form, are not the official minutes of record, and are subject to approval by the AMAFCA Board of Directors.*