



Albuquerque Metropolitan Arroyo Flood Control Authority
Regular Meeting Minutes
October 22, 2020
Page 1

1. Call to Order and Roll Call

Chair Thomson called the Board Meeting to order at 10:01 a.m., Thursday, October 22, 2020 at the AMAFCA Office in Albuquerque, NM. The call was hosted via Zoom in order to comply with AMAFCA Resolution No. 2020-05, a Resolution of the Governing Body of the 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.

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| Directors present via Zoom and /or in person | Chair Bruce M. Thomson – at AMAFCA Director Cynthia D. Borrego Director Tim Eichenberg Director Deborah L. Stover |
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| Directors excused: | Director Ronald D. Brown |
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| Attorney present via Zoom: | William Zarr, Robles, Rael & Anaya |
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| Others present via Zoom and / or in person: | Jerry M. Lovato, P.E., Executive Engineer Staff Other attendees on file at AMAFCA |
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A quorum was present.

2. Approval of Agenda

Director Borrego made a motion to approve the agenda. Director Eichenberg seconded the motion, which passed (4-0), on a roll-call vote. The Field Highlights portion may be moved up depending on if and when a break is needed.

3. Meetings Scheduled

- a. November 19, 2020, 10:00 a.m. – Regular Meeting**
- b. December 10, 2020, 10:00 a.m. – Regular Meeting and Board Holiday Luncheon**
- c. January 28, 2021, 10:00 a.m. – Regular Meeting**

It was announced that there will be no luncheon following the December meeting. No other changes were made.

AMAFCA Regular Meeting Minutes

October 22, 2020

Page 2

4. Items from the Floor / Public Comments

No items from the floor or public comments were received.

5. Approval of Minutes

a. September 24, 2020

Director Borrego made a motion to approve the minutes of September 24, 2020. Director Eichenberg seconded the motion, which passed (4-0), on a roll-call vote. It was noted by the Board that minutes should be shortened and every nuance of discussion is not needed. Mr. Lovato stated that for the record AMAFCA tries to capture everything the AMAFCA Directors say. The Board advised, as mentioned in the past, the main thing to capture are Board actions; however, it would be left up to staff discretion.

Chair Thomson stated **Agenda Items 6 a through 6 g** 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:

- Third / Final extension of On-Call Geotechnical and Materials Testing Services Contracts with NV5, YeDoma Consultants, LLC, and Wood E & IS, Inc.; and
- Third / Final extension of On-Call Land Survey Services Contracts with Souder Miller & Associates, Community Services Corporation, Wilson & Company, Cobb Fendley and Associates, Inc., and Bohannan Huston, Inc.; and
- Third / Final extension of On-Call Real Estate Appraisal Services Contracts with Shipman | Foley & Associates and Commercial Appraisal, Inc.; and
- Third / Final extension of On-Call Oblique Aerial Photography Services Contract with Eagle's Eye Photo; and
- Second extension of On-Call Ditch and Water Safety Coordination Services Contract with Sunny 505; and
- Agency & Area-Wide Flood Control Rehabilitation X – Advertise for Construction Bids; and
- Valle de Oro Drainage Facility Project – Executive Engineer to approve Amendment Fifteen to the Agreement for Design Services with Wilson and Company.

Director Stover seconded the motion, which passed (4-0), 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 and answered questions from the Board.

AMAFCA Regular Meeting Minutes

October 22, 2020

Page 3

- **General & Administrative**

COVID-19: AMAFCA continues to update its COVID-19 Operational Policy to adhere to new CDC and State of New Mexico Health Department recommendations.

CARES Act: Through the Coronavirus Relief Fund, the CARES Act provided payments to State, Local, and Tribal governments to address the impact of the COVID-19 outbreak. AMAFCA did not receive an application in August to apply for funds from the Federal government. AMAFCA reached out to the State of New Mexico and they determined that AMAFCA and / or any Special District that has qualified expenditures would need to reach out to a local government body to request funds. AMAFCA is in discussions with Bernalillo County (BernCo) and the City of Albuquerque (CoA) to determine if they have any funding available from their CARES Act allotment from the State of New Mexico. AMAFCA is seeking reimbursement for PPE (and other related purchases) due to AMAFCA's COVID-19 response.

- **Project Management**

UNM North Golf Course Flood Plain Removal: AMAFCA is in the process of contacting property owners along Haines Road to see if they would be interested in AMAFCA getting a drainage easement on their property for the LOMA process to help reduce the cost of flood insurance to those effected homeowners.

UNM Hydraulics Lab – NDC “Bathtub” Model: AMAFCA and UNM staff restarted work on the model after suspending the work due to COVID-19. Within the last two months, the model had been modified and adjusted to reflect the original design of the remodeled “Bathtub” and the model is currently running as originally designed. Staff will modify the model to reflect the existing as-built conditions before running the model again. Once the modification is done the model would be used to determine the effect on the hydraulic jump in relationship to the railroad bridge.

Joint Projects:

CoA – Marble Arno Pump Station: CoA conducted a ribbon cutting ceremony on October 7, 2020. Directors Stover and Thomson attended. AUI started work on the new Broadway Pump Station project. Once the project is completed the old pump station at Broadway and Lomas would no longer be needed. Staff will continue to update the Board as the project progresses.

CoA – Upper Piedras Marcadas DMP: AMAFCA has been in discussions with CoA staff concerning two parcels of city property for this project. CoA agreed to issue AMAFCA a temporary construction easement which has not been received yet. Once the paperwork has been received AMAFCA will start the design process to figure out the best way to move forward. CoA is currently in the design process for widening Unser Boulevard and the project would rely on some of the facilities from the Drainage Management Plan that AMAFCA completed a couple of years ago.

AMAFCA Regular Meeting Minutes

October 22, 2020

Page 4

CoA – Eastern Alvarado Property: CoA proposed that AMAFCA consider trading its one-half ownership of the Post Office Pond for the Eastern Alvarado property. The Eastern Alvarado property would provide a ponding site that would address the capacity issues of the storm drain system maintained by CoA and would remove flood plain on CoA property located at Katheryn and San Mateo. The AMAFCA Chair thanked CoA for the generous offer but thought that AMAFCA should keep its interest in the Post Office Pond.

- **Facilities, Operations & Maintenance**

Zuni-Penn: AMAFCA has been busy removing homeless camps, weeds, and trash from the property. AMAFCA staff is working with APD to clear the area and to maintain safe conditions.

South Diversion Channel access off Broadway – Five J's: AMAFCA is working with CoA staff to address ongoing trespassing on CoA property that abuts AMAFCA property. The Five J's auto salvage yard has been trespassing on CoA and AMAFCA property for years with their processing and crushing of cars. AMAFCA has asked CoA for the property and both entities are currently working on title work for the subject property. If and when AMAFCA gets the property, AMAFCA will fence the property and restrict access to the AMAFCA sediment facility.

- 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 and acknowledged a request made by the Board.

- 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 September 2020 Expenditure Report. Director Stover seconded the motion, which passed (4-0), on a roll-call vote.

- b. Other Matters**

Mr. Herman Chavez, AMAFCA Finance and Administration Manager, summarized information provided in the memo. The Board acknowledged that a CAFR is a positive accomplishment, very few entities in New Mexico achieve, and staff was commended on the achievement received for four consecutive years.

- 9. Legal**

- a. Status Report**

AMAFCA Regular Meeting Minutes

October 22, 2020

Page 5

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

10. North Albuquerque Acres Drainage – Analysis of the North Domingo Baca Dam Tributaries between Browning Street and Lowell Drive

Ms. Nicole M. Friedt, AMAFCA Development Review Engineer, summarized information provided in the memo and answered questions from the Board. The Board was provided an overview of issues including the need for a more extensive and wholistic reanalysis of three tributaries to the North Domingo Baca Dam; a survey and hydraulic analysis for the North Albuquerque Acres (NAA) arroyos between the subject location is contributing to the North Domingo Baca Dam is needed; BernCo is in the process of finalizing their design of roadway improvements to Browning Street between Anaheim Avenue and Elena Drive. Responding to questions from the Board, Mr. Elias Archuleta with BernCo stated that BernCo is not opposed to a 50 / 50 cost share for the Analysis. The Board requested that this item be deferred until the details (cost sharing, partners, and broader area to be looked at to protect life and property) are worked out. Mr. Lovato stated that the survey still needs to get done and staff would talk about area outlined with the caveat if the survey works to expand to the entire NAA.

11. City of Albuquerque 2021 General Obligation Bond Program – Discussion

Mr. Jerry M. Lovato, AMAFCA Executive Engineer, summarized information provided in the memo and answered questions from the Board. There was a brief discussion regarding why CoA is cutting the Program again; the Board concurred that AMAFCA needs to limit what AMAFCA does since AMAFCA cannot do it all (drainage projects for the CoA); the entire Board is committed to getting work done; and for every dollar AMAFCA puts in for projects with CoA and/or BernCo, they should match.

12. West Branch of Calabacillas Arroyo Grade Control Structures – Amendment One – Approval of an Amendment to Fund the Design and Construction of a Multi-use Trail with Central New Mexico Community Collage

Mr. Bradley L. Bingham, AMAFCA Drainage Engineer, summarized information provided in the memo. The final draft of the Amendment would be brought before the Board next month for approval.

13. 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.

14. Joint Projects – Bernalillo County

a. Ortega and Garduño Storm Drain Project – Approve Amendment One to the Cost Share Agreement for the Design and Construction

Mr. Nolan Bennett, AMAFCA Field Engineer, summarized information provided in the memo and answered questions from the Board. There was a discussion pertaining to the language on the amendment being vague with some Whereas items not accounted for; the cost(s) involved; the hope of all the partners (BernCo, Village of Los Ranchos, and AMAFCA) for a regional solution for this project; at this time there is not an exact estimate cost due the design and study effort to expand into a regional project; Board noted AMAFCA already paid \$200K towards the project; why should AMAFCA be putting in more funds when AMAFCA already paid; Village of Los Ranchos had not agreed to participate with the cost share (with the previous agreements); changes involved with the partners should call for the old cost share agreement to go past the sunset deadline; AMAFCA staff should put together a new cost share and scope for the Board to approve; Mayor Lopez has been supportive of the project (past and present). Responding to a question from the Board, Mr. Elias Archuleta with BernCo responded that BernCo had invoiced and paid all progress to-date, if the agreement goes to Sunset there would not be an issue, and if needed, all money conveyed would be returned so that the project can start from scratch. The Board concurred that the agreement should lapse and no motion was made.

b. Black Mesa 3 Dam Outlet Raymac Dam to the McCoy Dam Phase V Project – Gun Club Lateral Realignment – Approval of Three-Party Agreement to Provide Funding, Design, Construction, and Project Management and Transfer of Property

Ms. Nicole M. Friedt, AMAFCA Development Review Engineer, summarized information provided in the memo and stated the agreement is substantially as attached.

Director Stover made a motion that the Board approve the Three-Party Agreement to Provide Funding, Design, Construction, and Project Management and Transfer of Property, substantially as attached. Director Eichenberg seconded the motion, which passed (4-0), on a roll-call vote.

c. Isleta Drain Trail Master Plan – Consideration of Approval of Cost Share Agreement

Mr. Nolan Bennett, AMAFCA Field Engineer, summarized information provided in the memo, stated the agreement is substantially as attached, and answered questions from the Board. It was noted by the Board that this Capital Outlay project should be referenced by the AMAFCA Lobbyist(s) during their lobbying efforts and mentioned when BernCo or other government agencies go for Capital Outlay they should include AMAFCA.

Director Eichenberg made a motion that the Board approve the Cost Share Agreement for the Isleta Drain Trail Master Plan, substantially as attached. Director Stover seconded the motion, which passed (4-0), on a roll-call vote.

AMAFCA Regular Meeting Minutes

October 22, 2020

Page 7

15. AMAFCA Miscellaneous Construction Projects X - Award of Construction Contract to Qualified Bidder

Mr. Kevin Troutman, AMAFCA GIS Manager, summarized information provided in the memo. There were no questions.

Director Borrego made a motion that the Board award the construction project to Salls Brothers Construction, Inc. in the amount of \$498,255.10, plus NMGRT for the AMAFCA Miscellaneous Construction Projects X. Director Stover seconded the motion, which passed (4-0), on a roll-call vote.

16. Unfinished Business

None.

17. New Business

None.

18. Adjourn

There being no further business to come before the Board, Chair Thomson adjourned the meeting at 12:49 p.m.

Deborah L. Stover, Secretary-Treasurer, 11/19/2020

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.