



Albuquerque Metropolitan Arroyo Flood Control Authority
Regular Meeting Minutes
September 23, 2021
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1. Call to Order and Roll Call

Chair Thomson called the Board Meeting to order at 10:00 a.m., Thursday, September 23, 2021, at the AMAFCA office in Albuquerque, NM. The meeting was hosted via Zoom 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.

Directors present via Zoom and / or in person:	Chair Bruce M. Thomson – at the AMAFCA building Director Tim Eichenberg Director Deborah L. Stover Director Cynthia D. Borrego Director Ronald D. Brown
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Directors excused:	None
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Attorney present:	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 Eichenberg requested that **Agenda Item 6.a. Floodplain Restudy for the Black Mesa Three-Dam Outlet Project – Approval of Professional Services Contract with ESP Associates, Inc.**, be removed from the Consent Agenda for discussion during the Regular Agenda. Chair Thomson asked that all **Agenda Items under Stormwater Quality (15.a. thru 15.c.)** be deferred until the October Board meeting. The Stormwater Quality information was a late mailout arriving the day before the meeting. The memos were lengthy and detailed, the Board needed more time to review the information.

Director Borrego made a motion to approve the Agenda, as amended. Director Eichenberg seconded the motion, which passed (5-0), on a roll-call vote.

3. Meetings Scheduled

a. October 28, 2021, 10:00 a.m. – Regular Meeting

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- b. **November 18, 2021, 10:00 a.m. – Regular Meeting**
- c. **December 16, 2021, 10:00 a.m. – Regular Meeting and Board Holiday Luncheon**

Director Brown will be traveling during the October meeting. He will try to participate via phone or Zoom. There was a brief discussion regarding the December meeting. There were no changes to the above dates.

4. Items from the Floor / Public Comments

Audio interference noted during the presentation. Mr. Nolan Bennett, AMAFCA Field Engineer introduced Mr. Sam Parks, Director of Operations, Albuquerque International Balloon Fiesta. Mr. Parks thanked the Board and AMAFCA for all the help and continued support with the Balloon Fiesta grounds over the years. The collaboration is very effective and appreciated. Responding to an inquiry from the Board on how AMAFCA could help with any long-range plan, Mr. Parks advised that CoA had recently obtained the Katnesson property, north of the park. He further stated City of Albuquerque (CoA) has a desire to make the area useable for parking during Balloon Fiesta and it was hoped that AIBF, AMAFCA, and CoA would collaborate to develop the property and make it useable for parking. Mr. Bennett stated that he had been in contact with Mr. Dave Harrison, CoA Operations and Maintenance, regarding the property as well. There was a brief discussion regarding balloon landing sites on AMAFCA property. Mr. Bennett advised AMAFCA has collaborated on making AMAFCA facilities (e.g., Grandma's Pond) available, there are locks with a code provided, and AMAFCA continues to refine the process. Mr. Lovato reminded the Board that AMAFCA entered into an agreement with AIBF in 2015 for use of AMAFCA facilities year-round. Balloon Fiesta has been fantastic at forecasting their needs before there is a crisis. The property that was recently purchased has an arroyo running through the property which is on AMAFCA's long term project schedule for improvement and might be brought to the Board in the future.

Director Borrego asked that a moment of silence be observed by the Board in honor of Mr. Jim Maddox, who had recently passed away. The Board expressed their condolences to his wife, Barbara, and his sons.

5. Approval of Minutes

- a. **August 19, 2021**

Director Brown made a motion to approve the Minutes of August 19, 2021. Director Borrego seconded the motion, which passed (5-0), on a roll-call vote.

6. Consent Agenda

Chair Thomson referred to **Agenda Items 6.b. through 6.d.** on the Consent Agenda (**6.a.** had been moved to the Regular Agenda). Director Stover made a motion that the Board accept the items on the Consent Agenda, as amended.

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The motion approved the following:

- Survey and Hydraulic Study of the La Cueva Arroyo from west of Ventura Street to the Bernalillo County Line - Authorization to Advertise Request for Proposals; and
- On-Call Oblique Aerial Photography Services – Approve the Selection Advisory Committee Recommendation for Eagle’s Eye Photo and MaDeuce, LLC; and
- Design Engineering and Construction Management Services for the Calabacillas Grade Control Structure 2 Extension – Approve the Selection Advisory Committee Recommendation for Weston Solutions, Inc.

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

Item 6 a. Floodplain Restudy for the Black Mesa Three-Dam Outlet Project – Approval of Professional Services Contract with ESP Associates, Inc., had been moved to the Regular Agenda earlier in the meeting.

Ms. Nicole M. Friedt, AMAFCA Drainage Review Engineer, summarized information provided in the memo. Mr. Jerry M. Lovato, AMAFCA Executive Engineer, stressed that AMAFCA is obligated to complete the Letter of Map Revision (LOMR) that is part of the project. Back in March 2020, AMAFCA and BernCo entered into an agreement to help fund the project; BernCo had expended \$40K towards this effort; BernCo had done work on the Black Mesa project; removed floodplain on Maplewood; and there is a contract obligation that the LOMR be completed in a timely manner. Responding to questions posed, there was a discussion that included how much BernCo contributed (\$40K); the Maplewood agreement had a LOMR cost of \$80K with AMAFCA staff confirming BernCo paid their half for the Maplewood LOMR (the larger flood basin in that project); AMAFCA originally planned on \$500K in the project schedule anticipating that additional photography and topography information would need to be secured; the number was reduced as the project got closer to being put out; now cost would be between \$250K-\$500K; the Request For Proposal was designed to allow the engineers the option to do additional survey work that would cost more money or use existing topo information and augment to prove to FEMA that it was viable elevation data; there is a question regarding some information obtained by MRCOG in 2018; two different engineering firms approached it in different directions; ESP used the existing information in Albuquerque that was collected 2018, therefore, are required to complete quality control work to get it accepted by FEMA; the other firm did not use the 2018 data and re-flew the entire area; there is a little bit of discrepancy in timing and questions due to that; the past business history of ESP was covered for those Directors who were not familiar with the firm; contract segments under category 3.6 (part a, b, c) were reviewed as follows Mileage: paid at NM State rate based on prior year Federal mileage rate; Reproduction Costs: Anticipate a couple hundred dollars to pull together the LOMR package, would depend on how many and how big, substantial LOMR for quite a few panels in a big area, how it will be submitted (digital or hardcopy) and expedited to FEMA, there may be multiple LOMR packages, and there is a public involvement component that would include public meetings; knowing costs can be inflated AMAFCA controls and sends information off to the printer to keep costs down; Other Costs: is there only if needed and may not need (e.g. expert witness); and the known delay concern at FEMA if LOMR impacts more than four FEMA flood maps a physical map revision would be needed, and AMAFCA wants to control so that it is made simple and uncomplicated with no map revision.

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Director Borrego made a motion to approve the Professional Services Contract with ESP Associates, Inc. Director Eichenberg 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 previous month.

- **Governmental Affairs**

Ditch Safety: The Ditch and Water Task Force (DWTF) published television and radio public service announcements for radio and television. The DWTF had coordinated with other task force members, as well as the established resources within the CoA on ideas and outreach. Meetings with CoA staff have continued to identify possible resources needed to provide advance warnings including CoA Albuquerque Emergency Management's modified ABQ ALERT to provide early warning notification. Mr. Lovato received a summary of the meetings, everything is working pretty well, and Sunny 505 staff was commended for their hard work on this endeavor.

Funding: AMAFCA is working with Bernalillo County (BernCo) and CoA to identify possible joint projects that would qualify for Federal COVID-19 Relief Funds. Projects that are being considered are those that were delayed due to the shutdown.

- **General & Administrative**

Supplemental Human Resource Services: AMAFCA entered into a contract with Southwestern HR Consulting, Inc. (SWHR) to supplement human resource services to AMAFCA staff members. The contract would allow third party review of AMAFCA office procedures, policies, employee assistance, training, and direct communication with staff.

AMAFCA Staffing: SWHR is aiding AMAFCA in its effort to fill the Real Estate Manager position.

It was noted by the Board that it is hoped AMAFCA staff understand that the Board supports the assistance of a third party for HR needs, especially with the concerns regarding COVID-19 and the changes in direction provided by the State and Federal agencies. Mr. Lovato advised a full staff meeting would be occurring on Monday and the SWHR consultant would be introduced to everyone.

b. Notification of On-Call Services Task Orders

Mr. Jerry M. Lovato, AMAFCA Executive Engineer, referred to the memo for task orders issued and answered questions from the Board.

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8. Financial Matters

a. Financial Matters – Approval of Expenditures

Mr. Herman Chavez, AMAFCA Finance and Administration Manager, summarized information provided in the memo and answered questions from the Board. Mr. Jerry M. Lovato, AMAFCA Executive Engineer, referred the Board to the last page of the memo and the Bill.com information noting there are outstanding checks that not been deposited by vendors. Mr. Chavez explained the outstanding checks were brought up during the bank account reconciliation, covered the Bill.com process, advised he receives a notice that the payment failed if the check had not been cashed during the valid dates, and stated he would then work with the vendor to get them paid.

Director Stover made a motion to approve the August 2021 Expenditure Report. Director Eichenberg seconded the motion, which passed (5-0), on a roll-call vote.

b. Other Matters

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

9. Legal

a. Status Report

Attorney William Zarr, summarized information provided in the memo. Mr. Jerry M. Lovato, Executive Engineer, answered a question from the Board.

10. Not used

Nothing to discuss on this agenda item.

11. Joint Project

a. Glenrio Storm Drain – Project Introduction – Presentation by City of Albuquerque

Mr. Bradley L. Bingham, AMAFCA Drainage Engineer, advised the project has been in the works for 12-14 years and CoA is looking at it again; it has been noted on the various project schedules; CoA had presented to AMAFCA in the past; and there would be three phases for the project. Mr. Bingham introduced Mr. John MacKenzie with CoA. Part of the presentation included the location; design aspects; the project would eliminate floodplain; CoA is proceeding with 30 percent plan; there is a lack of funding so a phased approach would be needed; proposed solution would mitigate flooding; anticipates a 50/50 cost share between CoA and AMAFCA; and CoA could come back in a couple of months to present to the Board. It was noted by the Board that AMAFCA is looking for opportunities to help and this is a good project.

b. Hubbell Dam Expansion – Project Update

Mr. Jerry M. Lovato, AMAFCA Executive Engineer, summarized information provided in the memo and answered questions from the Board. He stressed that while the CoA Open Space Advisory Board had tabled a request from AMAFCA regarding the project; they have come back to AMAFCA and would consider the project if AMAFCA worked out some design concerns. Mr. Nolan Bennett, AMAFCA Field Engineer, noted that there are a number of trees of concern by Open Space that may or may not be close to the Dam embankment. It is hoped that some, if not all, the trees may be able to be preserved. The Board agreed that this was a good project. Mr. Lovato advised he would move forward with an agreement.

c. Wintergreen Apartments – Turnkey Project Introduction and Draft Turnkey Agreement

Ms. Nicole M. Friedt, AMAFCA Development Review Engineer, summarized information provided in the memo and answered questions from the Board. She stressed that a Maintenance License would be issued to Wintergreen Apartments and AMAFCA would only be accepting the concrete rundown improvement.

d. Robert’s Oil Stormdrain Outfall – Turnkey Project Introduction and Draft Turnkey Agreement

Ms. Nicole M. Friedt, AMAFCA Development Review Engineer, summarized information provided in the memo and answered questions from the Board. She stressed that Robert’s Oil still has the responsibility to do the improvements to fix the system prior to discharging into the AMAFCA facility. The Turnkey would be with Robert’s Oil, AMAFCA would only be accepting the concrete rundown improvement, and the Maintenance License would be with the new owner of the property.

e. North Albuquerque Acres Drainage – Analysis of the La Cueva Arroyo West of Ventura Street to the Bernalillo County Line – Approval of Cost-Share Agreement with Bernalillo County

Ms. Nicole M. Friedt, AMAFCA Development Review Engineer, summarized information provided in the memo. There were no questions. The Board noted that issues had been going on for years and came to a head last winter. There was a need for extensive survey and analysis had been warranted to see the problems and come up with a plan on what needs to be done. It was acknowledged that a lot of progress in the area had been made, AMAFCA staff worked hard, the project is moving in the right direction, and thanked BernCo for working on this project that took a lot of negotiation to get the process started.

Director Brown made a motion to approve the North Albuquerque Acres Drainage Analysis Cost-Share Agreement with Bernalillo County for the La Cueva Arroyo West of Ventura Street. Director Borrego seconded the motion, which passed (5-0), on a roll-call vote.

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f. Los Diamantes Offsite Regional Pond – Approval of Joint Powers Agreement with SSCAFCA

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

Director Brown made a motion to approve the Joint Powers Agreement with SSCAFCA for the Los Diamantes Offsite Regional Pond. Director Borrego seconded the motion, which passed (5-0), on a roll-call vote.

12. Alameda Drain Multi-Use Corridor Master Plan – Approval of Funding Agreement with the City of Albuquerque

Mr. Bradley L. Bingham, AMAFCA Drainage Engineer, summarized information provided in the memo and advised the project was presented at the August 2021 Board meeting. There were no questions.

Director Stover made a motion to approve the Agreement for Funding Construction of the Alameda Drain Trail, Phase III. Director Brown seconded the motion, which passed (4-0), on a roll-call vote. Director Borrego could not be heard / seen to voice a vote.

13. Establishing the Naming and Memorial Committee – Draft Resolution for Approval

Mr. Nolan Bennett, AMAFCA Field Engineer, summarized information provided in the memo and answered a question from the Board. The Board did not recommend any changes but did thank Mr. Bennett for the time, effort, and work put into getting the information compiled for the Resolution. The Draft Resolution was for information only and could be brought back as final at a future Board meeting.

Chair Thomson announced the following:

Mr. Gerhard Schoener, Senior Hydrologist with SSCAFCA, was defending his PhD Dissertation at 1:00 p.m. via Zoom. The Zoom information and Chair Thomson's email address was provided, via chat, for those who wished to view. The project looked at various conditions on runoff in hydrologic models in the middle Rio Grande.

There was a brief discussion regarding the AMAFCA District 1 candidate on the November 2, 2021 ballot. Ms. Elizabeth "Liz" Newlin Taylor is the candidate representing the South Valley. After consulting with Attorney William Zarr and Mr. Jerry M. Lovato, AMAFCA Executive Engineer, it was decided that it would be appropriate to present during Public Comment at the October 28, 2021 Board meeting.

Audio interference from a Zoom attendee was noted a few times during this part of the meeting.

Referring back to the Legal Status Report cover earlier in the meeting, Director Stover asked that a typo on Item 6 in the Legal memo be corrected.

14. AMAFCA Field Highlights

a. Field Report

Audio interference noted during the presentation. Mr. Nolan Bennett, AMAFCA Field Engineer, introduced Mr. David Gonzalez. Mr. Gonzalez provided information on his background and was welcomed by the Board. Mr. Bennett gave a report of various projects and events 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.

15. Stormwater Quality

a. Overview of Total Maximum Daily Loads (TMDLs)

This item is deferred to the October Board meeting.

b. AMAFCA Compliance with TMDL for E. coli

This item is deferred to the October Board meeting.

c. Bacteria TMDL – Path to Compliance – Presentation by Weston

This item is deferred to the October Board meeting.

16. Project Schedule Update

Mr. Kevin Troutman, AMAFCA GIS Manager, summarized information provided in the memo. Mr. Jerry M. Lovato, AMAFCA Executive Engineer, answered questions from the Board regarding Emergency Action Plans submitted to the Dam Safety Bureau and the possibility of an agreement for a streamlined procedure in an urban area with a partnership with the State Engineer, CoA, and AMAFCA. State Engineer funding for the project is not available at this point. Chair Thomson encouraged the Board to review the list of projects.

17. Unfinished Business

There was a brief discussion regarding coordinating cross county events on AMAFCA facilities, specifically the North Domingo Baca Dam; segmenting spectator versus student athlete parking at the Ben Greiner facility; the distance families with young children / elderly / handicapped need to walk once all the parking is taken by the students; Ben Greiner Soccer Field could be used for seniors / handicapped / families with small children; there would be plenty of parking remaining for the students. Mr. Nolan Bennett, AMAFCA Field Engineer, advised he would talk to the Cibola High School track coach regarding designating areas for the students to park.

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18. New Business

None.

19. Adjourn

There being no further business to come before the Board, Chair Thomson adjourned the meeting at 12:18 p.m.

Deborah L. Stover, Secretary-Treasurer, 10/28/2021

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.