

EASTERN SANDOVAL COUNTY ARROYO FLOOD CONTROL AUTHORITY

Minutes of Regular Meeting 16 August 2011

1. Call to Order at 6:00 PM

2. Pledge of Allegiance led by Chairman Reyes

3. Roll Call: Chairman Reyes, present; Director Sandoval, present; Director Torres, absent.

4. Approval of Agenda: Motion to approve agenda made by Director Sandoval; second by Chairman Reyes. Passed unanimously.

5. Introduction of Guests: Chris Muirhead, Modrall Law Firm; Kevin Powers, RBC Capital Markets; Scott Armstrong, Bohannon Huston.

6. Chairman's Report: Chairman Reyes stated he was pleased with the effort the Executive Engineer and Legal Counsel made in gaining NMFA Bond Approval.

7. Approval of Minutes: Regular Meeting of July 19, 2011: Motion to approve Regular Meeting of July 19, 2011 made by Director Sandoval; second by Chairman Reyes. Passed unanimously.

8. Discussion and Action:

8.1. Approval of Audit Contract with Burt and Company LLC for FY 2011 Audit: Motion to authorize Mike Castillo to execute the contract with Burt and Company LLC for FY 2011 made by Director Sandoval; second by Chairman Reyes. Passed unanimously.

8.2. Request for Proposals for "On-Call" Engineering Services: Chairman Reyes stated that it was a good idea to have more than one on-call engineering firm. Motion to approve Request for Proposals for "On-Call" Engineering Services to include the due date of September 30, 2011, made by Director Sandoval; second by Chairman Reyes. Passed unanimously. Mr. Cadigan stated that the Chairman appoints the selection committee.

8.3. NMFA Bond Sale Resolution – Kevin Powers with RBC Capital Markets presented the finance plan for the 2011 Bond Sale, excluding the Placitas area. Chairman Reyes asked why RBC Capital Markets recommended using NMFA. Mr. Powers stated that NMFA offered the best value and they were on the approved list. Chris Muirhead with the Modrall Law Firm reviewed the 2011 General Obligation Bond Award Resolution with the Board. Motion to approve the NMFA Bond Sale Resolution made by Director Sandoval; second by Chairman Reyes. Motion to amend Section 3 of the NMFA Bond Sale Resolution to read "to provide that the bonds maturing on and after August 1, 2022 are subject to optional redemption on any date, in whole or in part, on or after August 1, 2021. Notice of redemption shall be provided to purchaser 30 days prior to redemption, via certified mail or electronic transmission", made by Chairman Reyes; second by Director Sandoval. Motion on the amendment passed with 2 in favor, none opposed. A roll call vote on the amended motion was taken with 2 in favor. Chairman Reyes – yes

Director Sandoval – yes

9. Consultant Engineer's Report – No report. Angela Valdez provided briefing at earlier work session.

10. Accountants Report Discussion and Action

10.1. July 31, 2011 Monthly Financial Report: Accountant Modesto Tapia briefed the board on the July 31, 2011 Financial Report.

10.2. July 31, 2011 Monthly Bank Reconciliations: Modesto Tapia briefed the board on the July 31, 2011 Bank Reconciliations.

11. Executive Engineer's Report: Mr. Castillo stated that he cannot take lightly the EPA's efforts in including ESCAFCA in the Watershed Based MS4 pilot permit stakeholders meeting. Another meeting of the group was held on August 4 and the major topics were an EPA Region 6 update, report of conversation with Milwaukee Dairyland pilot project and discussion of draft cost sharing frameworks. He stated that the EPA has indicated plans to issue a letter of designation, which will include ESCAFCA in the program. Mr. Castillo stated he has had a discussion with Sarah Holcomb of NM Environment

Department and plans to have a meeting with her in September to discuss the possibility of excluding ESCAFCA from the program.

12. Public Comment (Limit to 3 minutes): None

13. Adjourn: Motion to adjourn made by Director Sandoval; second by Chairman Reyes. Passed unanimously. Meeting adjourned at 6:56 PM.

Regular meeting 6 PM, Tuesday 20 September 2011, at Bernalillo Town Hall

Submitted by Kristi Winters

Wayne Sandoval, Board Secretary

Audio recording is on file.