



Buckman Direct Diversion



CITY CLERK'S OFFICE

DATE 8/30/17 TIME 3:05

AGENDA

The City of Santa Fe
And
Santa Fe County

Buckman Direct Diversion Board Meeting

THURSDAY, SEPTEMBER 7, 2017

4:15 PM

CITY HALL

CITY COUNCIL CHAMBERS

200 LINCOLN

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES FROM THE FOLLOWING MEETINGS:
 - A. May 24, 2017 Special BDDB Meeting
 - B. June 26, 2017 Special BDDB Meeting
 - C. July 6, 2017 Regular Buckman Direct Diversion Board Meeting
6. REPORT ON SEPTEMBER 5, 2017 FISCAL SERVICES AUDIT COMMITTEE (FSAC)

INFORMATIONAL ITEMS

7. Monthly Update on BDD operations. (Michael Dozier)
8. Update on Pre-Implementation and Planning Effort following the recently completed "Santa Fe Water Reuse Feasibility Study". (Rick Carpenter, Bill Schneider and Kyle Harwood)

9. Submittal of the FY 2018 Water Trust Board Application for the construction of the 4 million gallon finished water storage tank at the Buckman Direct Diversion Regional Water Treatment Facility. (Alan Hook)
10. Update on 4th Quarter Financial Position FY 2016/2017. (Mackie Romero)
11. Report from the Executive Director. (Charles Vokes) **VERBAL**

CONSENT AGENDA

12. Request for approval to enter into a Professional Services Agreement with Sub Surface Contracting, Inc. in the amount of \$60,000 exclusive of NMGR. (Mackie Romero)

DISCUSSION AND ACTION

13. Request to ratify the Emergency Procurement with Border States Electric Supply for \$54,251 for installation of two (2) variable frequency drives (VFDs). (Mackie Romero)
 - a. Request for approval for authorization of \$54,251 from the BDD Major Repair and Replacement Fund.
14. Request for approval of Amendment No. 1 to increase the contract with Deere & Ault Consultants, Inc. for on-call engineering services for the amount of \$60,000 exclusive of NMGR. (Mackie Romero)
 - a. Request for approval for authorization of \$60,000 from the BDD Major Repair and Replacement Fund to cover the cost of the contract amendment.

MATTERS FROM THE PUBLIC

MATTERS FROM THE BOARD

NEXT REGULAR MEETING: Thursday, October 5, 2017 @ 4:15pm

ADJOURN

Executive Session

In accordance with the New Mexico Open Meetings Act NMSA 1978, §10-15-1(H)(7), discussion regarding threatened or pending litigation in which the BDDB is, or may become a participant, including without limitation: Discussion regarding Diversion Structure issues. (Nancy R. Long)

End of Executive Session

PERSONS WITH DISABILITIES IN NEED OF ACCOMODATIONS, CONTACT THE CITY CLERK'S OFFICE AT 505-955-6520, FIVE (5) WORKING DAYS PRIOR TO THE MEETING DATE

MINUTES OF THE
THE CITY OF SANTA FE & SANTA FE COUNTY
BUCKMAN DIRECT DIVERSION BOARD MEETING

September 7, 2017

This meeting of the Santa Fe County/City Buckman Direct Diversion Board meeting was called to order by Commissioner Anna Hamilton, Acting Chair, at approximately 4:22 p.m. in the Santa Fe City Council Chambers, 200 Lincoln Avenue, Santa Fe, New Mexico.

Roll was called and the following members were present:

BDD Board Members Present:

Councilor Carmichael Dominguez
Commissioner Henry Roybal, Chair [5:05 arrival]
Councilor Michael Harris [Alternate for City]
Commissioner Anna Hamilton
Ms. Denise Fort, Citizen Member

Member(s) Excused:

Councilor Peter Ives
Mr. T. Engelhoff [non-voting]

BDD Board Alternate Members Present:

Commissioner Anna Hansen [County alternate served pending arrival of Commissioner Roybal]
Ginny Selvin [Las Campanas non-voting alternate]
Mr. J.C. Helms [Citizen Alternate]

Others Present:

Charles Vokes, BDD Facilities Manager
Nancy Long, BDD Board Consulting Attorney
Mackie Romero, BDD Finance Manager
Bernardine Padilla, BDD Public Relations Coordinator
Michael Dozier, BDD Staff
Cris Encinias, BDD Mechanic
Christi Manzanares, BDD Administrative Assistant
Jason Valencia, BDD Mechanic
Adrian Garcia, BDD Maintenance Superintendent
Erika Lovato, Santa Fe County Finance
Alan Hook, City Water Resources
Marcos Martinez, Assistant City Attorney
Greg Shaffer, County Attorney
Jerry Schoeppner, Santa Fe County Public Works
Kyle Harwood, Consulting Attorney
Kelly Baker, DBS & A
Kristin Johansen, City Water Department
Mary Erpelding-Chacon, LC Water & Sewer Coop

3. APPROVAL OF AGENDA [Exhibit 1: Agenda]

COMMISSIONER HAMILTON: Do we have any changes to the agenda?

CHUCK VOKES (BDD Facilities Manager): Madame Chair, members of the Board, I've been asked to remove item #8 from the agenda by the City staff.

COMMISSIONER HAMILTON: Okay. So with that –

COUNCILOR DOMINGUEZ: I'll move for approval with the exclusion of item #8.

COMMISSIONER HAMILTON: Thank you. Is there a second?

COMMISSIONER HANSEN: Second.

COMMISSIONER HAMILTON: We have a motion and a second.

The motion passed by unanimous voice vote.

4. APPROVAL OF CONSENT AGENDA

COMMISSIONER HAMILTON: Is there anybody who has anything they want any more specific discussion on?

COUNCILOR DOMINGUEZ: I'll move for approval of the Consent Agenda.

COMMISSIONER HANSEN: I'll second.

COMMISSIONER HAMILTON: So we have a motion and a second.

The motion passed by unanimous voice vote.

12. Request for Approval to Enter into a Professional Services Agreement with Sub Surface Contracting, Inc. in the Amount of \$60,000 Exclusive of NMGRT

5. APPROVAL OF MINUTES:

A. May 24, 2017 Special BDDDB Meeting

B. June 26, 2017

C. July 6, 2017

COMMISSIONER HAMILTON: So we seem to have several sets of minutes to go over. The first is for the May 24th Special BDDDB meetings. Any comments?

COUNCILOR DOMINGUEZ: No, Madam Chair. I'd actually make a motion to approve all three A, B, and C.

COMMISSIONER HANSEN: I have some --

COMMISSIONER HAMILTON: Okay, so Commissioner Hansen.

COMMISSIONER HANSEN: On the -- I guess it's the July 6th minutes, on page 5, under Overview Presentation on Rio Grande Water Quality Regulation, Mr. Harwood started speaking and the first line says my name is Karl and his name is Kyle. And then Member Fort, on page 7, middle of the page, I'm going to ask you, Steve

Reynolds didn't want New Mexico to have primacy and it says inaudible. Do you know what you said?

MEMBER FORT: Over the NPDES program – National Pollution Discharge and Elimination System.

COMMISSIONER HANSEN: I'm on page 7, July 6, 2017, page 7, middle of the page, Member Fort, it's after – she's –

COUNCILOR DOMINGUEZ: First paragraph? Second paragraph?

COMMISSIONER HANSEN: One, two, three, four – fifth paragraph.

COUNCILOR DOMINGUEZ: Okay.

COMMISSIONER HANSEN: Then, I believe that's it. I have a bunch of other notes, but –

COUNCILOR DOMINGUEZ: I'll accept those as friendly.

COMMISSIONER HANSEN: They're all friendly.

COMMISSIONER HAMILTON: So we have a motion. Do we have a second?

MR. VOKES: Madam Chair, on page 3 on the July 6th, item #5, that actually should be item #6. So if you want to correct that also.

COMMISSIONER HANSEN: I missed that one.

COUNCILOR DOMINGUEZ: I'll accept that as friendly as well.

COMMISSIONER HAMILTON: Excellent. So we have a motion as amended. Is there a second?

COUNCILOR HARRIS: Second.

COMMISSIONER HAMILTON: Thank you.

The motion passed by unanimous [5-0] voice vote.

6. REPORT ON May 31, 2017 FISCAL SERVICES AND AUDIT COMMITTEE

MACKIE ROMERO (BDD Financial Manager): Madam Chair, members of the Board, a Fiscal Service and Audit Committee meeting was held on Tuesday, September 5th. In attendance was myself, BDD Financial Manager, Charles Vokes, BDD Facilities Manager, Christi Manzanares, BDD Administrative Assistant, Andrew Erdmann, Water Resource Coordinator for the City of Santa Fe, Erik Aaboe, County Business Finance Manager, Erika Lovato, County Budget Administrator, and Mary Chacon from Las Campanas Water & Sewer Cooperative. We discussed in detail the 2018 Water Trust Board application, the 4th quarter financial report, the professional service agreement with Sub Surface, the emergency procurement and the amendment to the Deere & Ault Consulting agreement. There were no major concerns or issues with these items and we welcome any additional questions when I present these items during the rest of the meeting.

COMMISSIONER HAMILTON: Thank you. Are there any questions at this time?

MS. ROMERO: Thank you.

COMMISSIONER HAMILTON: Great. Thank you very much, Mackie.

INFORMATIONAL ITEMS

7. Monthly Update on BDD Operations

MICHAEL DOZIER (BDD Operations Superintendent): Madam Chair, members of the Board, the BDD diversions and deliveries have averaged in million gallons a day for the past month at 5.5 million gallons average raw water diversions, drinking water deliveries – 4.59 million gallons, raw water deliveries to Las Campanas at .8 million gallons and onsite, non-treated water storage was at .12 million gallons a day average. And BDD at the time of this report was approximately 39 percent of the City's supply for the month. Any questions?

COMMISSIONER HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: Was that because we used more water from the reservoirs?

MR. DOZIER: Actually, it was a combination of issues going on. BDD didn't lower flows or anything and consumption was going up but at the time, the City's source of supply was bringing on line another tank, a hospital tank that was being repaired, so they brought on City wells to fill that tank at the same time. So in the amounts, it seems like we're providing less but we're actually providing constantly over the whole month.

COMMISSIONER HANSEN: Okay. Thank you.

COMMISSIONER HAMILTON: Other questions? Well, thank you very much.

8. Update on Pre-Implementation and Planning Effort Following the Recently Completed Santa Fe Water Re-Use Feasibility Study **REMOVED**

9. Submittal of the FY 2018 Water Trust Board Application for the Construction of the Four Million Gallon Finished Water Storage Tank at Buckman Direct Diversion Regional Water Treatment Facility

ALAN HOOK (City Water Resources Coordinator Assistant): Good afternoon, evening, Chair, Board members. My name is Alan Hook. I work for the City of Santa Fe's Water Division. So this packet was primarily a notice of intent that the City as the fiscal agent for the BDD Board and project was going to submit for this coming year, the fiscal year 2018, a Water Trust Board application. This would be for the construction of another – well, a four million-gallon finished water storage tank that was in the original BDD footprint. The amount we're asking for this coming year is \$895,843 that would go towards the estimated \$2.5 million cost of the construction of the project.

We submitted the same amount in a similar application last year. It actually made it through the legislature and awarded to the City and County for this project, but because of the special session and the uses of those bonds, nobody, no applicants throughout the state received any funding. So we're asking for the same amount.

I just include as the informational items so all of you would know about it. Subsequently we did have a cost share agreement between the City and the County. I worked with Nancy on that. We'll probably have to re-up that come December. I'm

saying December instead of next month or so because by that time we have an engineering firm under contract. It will have 60 percent design and we'll have some cost estimates of total costs so it seems more efficient to get some of those cost estimates and then understand what total costs could be or should be to put it into that cost share agreement.

So I stand for any further questions that you may have.

COMMISSIONER HAMILTON: Councilor Dominguez.

COUNCILOR DOMINGUEZ: So just a real quick question. Do you think that you need any action from this Board at some point to get it on either or both the City or the County's legislative agenda for the next year. Because I know that there's the 18 application, right? There's this notice of intent to apply for 2018 Water Trust Board funding. That's not for this upcoming session, is it?

MR. HOOK: Chair, Councilor Dominguez, yes. It's for this upcoming session. So literally yesterday the application process opened. It will close October 3rd which is when we have to get our application, and then from now until the real kind of end day, they have a period what's called readiness to proceed, so at the end of November the Water Trust Board will sort of come up with their list of projects they think are shovel-ready for the coming spring, early summer. But January 25th is when we would need that cost-share agreement saying both the County and the City are willing to do the match in funding. So last time we brought it before the Board here and then we went to the City Council and then we went to the Commission in parallel and had everything passed in January. We could easily do that in November, let's say, bring it before the Board before instituting those Council and Commission processes.

COUNCILOR DOMINGUEZ: So that will be the mechanism that you will use at the legislature to kind of try to get it funded.

MR. HOOK: Chair, Board members and Councilor Dominguez, actually the action is the recommendation of the Water Trust Board and the application is what gets you in line to get the legislative funding. So the cost-share agreement really is to say we're both committed to putting in funding right now – it's both the County and the City would put towards \$802,000, and then of course the City is paying for the contractor up front to do the pre-construction services. So that's kind of a match that the state sees that we're committed to this.

COUNCILOR DOMINGUEZ: So that will happen, assuming we both agree and that cost-sharing agreement is signed and acted on. Is there anything else that this Board can do to help with that effort?

MR. HOOK: As far as a letter of support? That might help definitely for October because in October you're supposed to present to the Water Trust Board what your projects are. I think a letter of support from the Board would actually help that project and we could submit that into their agenda packet. I think that would be helpful.

COUNCILOR DOMINGUEZ: And with regards to the legislative delegation, are both the City and the County – and I don't know if Las Campanas wants to participate in that effort, they're all on the same page when our lobbyists are approaching our delegation and asking for that.

MR. HOOK: Chair, Board members, Councilor Dominguez, yes. Last year they were. That's how it definitely got through the legislature, both in the House and the Senate. I'm hoping the same this year. I can't entirely speak for the County; I'm working

for the City, but I would assume so, yes.

COUNCILOR DOMINGUEZ: I would just say, Madam Chair, that whatever the Board can do to kind of help those efforts along I would propose that we act on that, if that's what it takes, a letter or whatever. But the other thing is to just make sure that both lobbyists from both the City and the County are on the same page and working together to try to get that done. I don't know if it's going to help.

COMMISSIONER HAMILTON: It's a good idea but my thought is that it wasn't the problem last year. That wasn't what stopped it. But everybody did give that kind of unified support and my understanding is that that will go forward again this year. Commissioner Hansen.

COMMISSIONER HANSEN: Do we need a motion for the letter, or what do we need to move that forward?

COMMISSIONER HAMILTON: Well, it's September, so I would think we would want to discuss that tonight, it's just a question of when we do it in the agenda. I don't see any reason that now is inappropriate but maybe somebody can clue me in if it is. Ms. Long.

NANCY LONG (BDDDB Attorney): Yes, Chair. This is on the agenda as an informational item so I wouldn't recommend any action taken on it, but you could certainly put that on the October agenda if that would be early enough for you, Alan, to receive the letter. If not, certainly Mr. Vokes could author such a letter and indicate the Board's support in it. So I don't think you need a motion.

COUNCILOR HARRIS: I just want to clarify, my question is to Mr. Hook, most of which have been answered, had to do with timing. So this latest timing issue I think I heard we would receive a letter that would be drafted by Mr. Vokes in cooperation with Ms. Long. Is that correct?

COMMISSIONER HAMILTON: Yes. That is –

COUNCILOR HARRIS: I'll wait my turn. I've got another point to make.

COMMISSIONER HAMILTON: Okay. I'm not sure we've cleared up the timing thing. The letter for October is because later in October there's a presentation to the Water Trust Board and it would indicate support for the project in general. That's separate from when it then goes from the Water Trust Board, presented to the legislature once the Water Trust Board has made their decisions.

MR. HOOK: Yes. So they would receive the packet application by October 3rd and then they request all the applicants make a presentation. It's actually October 24th. So that could go into the agenda item for the BDD project, that there's a letter of support. So I think that would allow enough time to get into their packet for presentation.

COMMISSIONER HAMILTON: Does that answer your question?

COUNCILOR HARRIS: Yes.

COMMISSIONER HAMILTON: So if we can get this item for discussion and approval on the October agenda, that would be good. Councilor, you had another point?

COUNCILOR HARRIS: Yes. What's the process? I'm assuming that – we know that we're not going to get an updated construction estimate until December, and we've heard about the process for submittal and presentation. And then decision is, what I heard you say was in January, perhaps. Do we get an opportunity, or at what point

do we get the opportunity to update our submittal; our application? If we need to.

MR. HOOK: Madam Chair and Board members, Councilor Harris, so the 25th is actually when you have to submit your final documents. So let's say you have permitting and so on and so forth. So that's just your final submittal. Then it goes to the legislature. Then some time in March they come back to the Water Trust Board. Awards actually don't go out until about May. So probably by that time we may actually request bids for the project and get further pricing to nail down almost 90, 95 percent of the cost.

COUNCILOR HARRIS: For application purposes, January 25th.

MR. HOOK: Yes, that's the final before it goes to the legislature. But awards are actually almost four to five months after that.

COUNCILOR HARRIS: All right. Very good.

COMMISSIONER HAMILTON: Maybe to your point, the amount that you have applied for is – that's a decision that you made and if in December, engineering suggests that prices, costs, have increased 10 percent, then would then fall to the City and County as additional contributions. It's not going to up their – is that correct?

MR. HOOK: Madam Chair and Board members, that is correct. And also by that time – so right now the County has listed in the cost-share agreement a cap of \$940,000 as their match. So if we see that there's maybe costs towards the construction, that could be discussed with both the County and the City. I would also add, just on the timing, this is a long process, so there's the legislature part, there's getting the award, I think it says the end of May, May 24th, then after that you actually get the loan/grant agreement. So that's the financial, contractual agreement with this City as the fiscal agent. So that takes up to three months to pass. But it is recognizing that they will give the money. So it's sort of a – you submit your invoices and then you get your money back on that from NMFA. So it's recognizing they're awarding you the money and you can proceed with construction and then you get reimbursement from New Mexico Finance Authority after that loan/grant agreement is signed.

COMMISSIONER HAMILTON: Councilor Harris, was that all? Did you have more?

COUNCILOR HARRIS: No, I'm good. Thank you.

COMMISSIONER HAMILTON: Councilor Dominguez.

COUNCILOR DOMINGUEZ: Thank you, Madam Chair. Mackie, just a real quick question. I don't know if this is really even relevant, because it's the City and the County, but how do we handle that in our financial statement? Is that just income that comes in and given a fund number and taken care of from there? How does that work?

MS. ROMERO: Madam Chair, members of the Board, Councilor Dominguez, in the past, projects like this one, for example the solar array, BDD does have a special revenue fund where we do – because that – the four million gallon water tank will become an asset of BDD. So the funds will come into the City and then will be transferred into BDD so we could go ahead and account for that asset in there. So it would be part of BDD's operating funds.

COMMISSIONER HAMILTON: Thank you.

MR. HOOK: And I would add just one last thing. Of that \$853,000, 20 percent is a loan, so typically the City takes on the debt and then it's worked out between the two parties under the BDD project. Eighty percent is grant and the loan itself is a 20-year loan, but it's only a quarter of one percent. So it's a very low rate on the loan.

COMMISSIONER HAMILTON: Excellent. Thanks. Any other – Mr. Helms.

MR. HELMS: In light of your – you have a budget so you must have some idea of design. Is there any design work that's been done?

MR. HOOK: Honorable Chair, Board members, Commissioner Helms, there's been some design. There was previously design prior to this when the BDD project was built, because initially there was a footprint for two four million-gallon tanks. We sort of followed that and again, we hired a consulting firm because that design was more than five years old, so the state really wanted us to do a new design. Yes. There is some initial designs and again, the estimates in this budget are based on that and some preliminary quotes that we have, but for me, to put an actual dollar price until we get that 60 percent design and review, and especially some of the subsequent building and piping that needs to be done, it would be premature for me to do that.

MR. HELMS: But whoever does the design finally is a matter of bid?

MR. HOOK: Yes.

MR. HELMS: So that will go out. And is there a technical person in your office who might address the technical issues? I don't want to waste too much time. Is there someone in your office that handles the technical side?

MR. HOOK: Commissioner Helms, yes. That would be Kristin Johansen. She's the project manager.

MR. HELMS: Kristin Johansen, the City of Santa Fe?

MR. HOOK: Yes. City of Santa Fe, Water Division.

COMMISSIONER HAMILTON: Thank you. Is there other discussion on this item? Thank you very much, Mr. Hook.

10. Update on 4th Quarter Financial Position FY 2016/2017

MS. ROMERO: Madam Chair, members of the Board, we are pleased to present our 4th quarter financial report. This report is to update the Board and our partners on our financial position for fiscal year ended June 30, 2017, and to certify to our fiscal agent, the City of Santa Fe, that the BDD accounting transactions are reconciled and ready for its annual audit.

In the report in your package, if you go to page 3, here you will see the total expenditures for each major category within the adopted budget. As of June 30, 2017 BDD expended \$6,236,159 of our adopted budget, with six vacant positions. All reimbursement invoices have been submitted to our partners for payment.

If you move on to page 4 this is a report of our other funds. This report shows our emergency reserve fund cash balance including interest and reimbursements for \$2,034,557. The report also shows our major repair and replacement fund cash balance, including interest, contributions and expenses, and that is \$1,656,747. And I do apologize, in the report in your packet the dollar amount is incorrect. There was a formula error on that. So the correct amount was \$1,656,747.

The report also included a budget overview of all the funds that have been authorized by the Board for expenditures as of June 30, 2017. Are there any questions on the report?

COMMISSIONER HAMILTON: No questions? Excellent. Thank you.

That was quick and easy.

11. Report from the Executive Director

MR. VOKES: Thank you, Madam Chair, members of the Board. I'd like to start my update with the introduction of two of the BDD employees that you don't normally get to see. We have a very talented group of staff members that keep the BDD in operation and they work on some amazing projects. And so one of my tasks going forward, or initiatives going forward is when I have a staff member that does something out of the ordinary I'd like to introduce that person to you all so that you see these people that I get to see and we have a little power point presentation of some of the projects.

I'd like to introduce Jason Valencia and Cris Encinias. They are BDD mechanics. They are the leads in the mechanical group. So I'm going to let them come forward and just say hi and then kind of go over some of the things they've accomplished in the last year or two in the way of projects. So Jason.

JASON VALENCIA (BDD Mechanic): Board members, my name is Jason Valencia. I've been with the BDD for a little over six years now. It's been a great experience for me. In the field I have a little over 20 years experience in the field, so I bring a lot of experience through that as well. Excuse me; I'm fighting a cold or something. Like Mr. Vokes was saying, we have worked on a lot of products. Cris Encinias, he's an expert welder. He's just an outstanding guy, really good at what he does and he's a real value to the team that we have. So with all that being said I appreciate being here and is there any other questions for me.

MR. VOKES: If you want to go ahead and show them the projects just hit the enter key and then you can talk a little bit about our famous coffer box, and then there's a picture of you guys getting in it, the next picture.

MR. VALENCIA: So this is a coffer box design which is supposed to aid us in doing some inspections on the diversion for dewatering purpose of getting inside the cells. The box itself weighs about 6,000 pounds and it is intended for occupancy as long as the seals are good. It's been a pretty good asset for our inspections. So there it's submerged in water. We can only use it as a lower water level of the river. We can't use it if there's a high runoff or anything. It takes a lot of effort to get it in and out but it seemed to improve reliability.

CRIS ENCINIAS (BDD Mechanic): My name is Cris Encinias, by the way. This is the radar we built in the shop. We put it all together, the components, and then we delivered it to the E-109 site. This is supposed to give us early warning if there's any flow down the canyon. So we pretty much built it in the shop, put all the parts together and then our team, our small team at the time put it into service and it's now in service. We do have some glitches here and there but we have – it is in place, its final position after the install.

This is the SRF at pump station 1A. We've had some issues with it over the past year so our engineers and our team have come up with some repairs that needed to be done to get these back in operation and get them to do what they were made to do. So in this picture, this is the first one that we did. This is – I think it was #6. This one was done in the shop because we actually really didn't know what we were getting our hands on and getting into at the time. So we did this in the shop. It took me and another member

approximately eight hours to open this. This has a double hull in this and there are some parts in there that were worn. But we got it done in the first one in eight hours, but that wasn't included the removal and the reinstall of the unit.

This is the unit #1 after it was reinstalled but from there forward we started doing the units in place to cut down on the time that we were spending on – to take one of these in and out, the building wasn't really designed to remove these things so it usually took us about three to four hours on removal and three or four hours to go back in with it. These things are also made of stainless steel so you have different methods of cutting and this isn't just run of the mill, everyday steel. So they're designed to withstand anything that runs through them, chemical-wise or water-wise so they'll hold a beating.

Actually, on that project, a new one – I think they were going to cost about \$48,000 for a brand new one. That was our first thought is that we would try that but by the time we rebuilt seven of those. I have two on the floor right now and I'm waiting on parts and we're still under that budget of just one brand new one. So they're back in service and that project went well. These are our new pumps being installed. This one's at 2A. Again, with the small crew that we have, we're well rounded. We have guys that – it amazes me what we can get done with just a small crew and this is also the – this is at 1A, another pump being installed with our crane that we purchased last year. One of the electric motors that was refurbished last year during this pump project. We were moving it off of the truck there and it would be placed on top of one of the pumps at 1A.

And that's about it. Are there any questions for us?

COMMISSIONER HAMILTON: Fabulous. Thank you. And I want to thank you guys for coming and sharing this. It really means something to be able to see what really goes on. Councilor Dominguez.

COUNCILOR DOMINGUEZ: Thank you, Madam Chair. Just a quick statement. I want to thank both Jason and Cris for being here. It's not very often that the Board gets to see employees who in many ways are the nuts and bolts of the operation so thank you, Chuck for bringing them. Thank you very much for the work that you do. Is it \$48,000 times seven?

MR. VALENCIA: It would have been \$48,000 times nine.

COUNCILOR DOMINGUEZ: So I guess as a representative of the public, thank you very much for finding ways to make this happen. Thank you. Commissioner Hansen.

COMMISSIONER HANSEN: Thank you very much. Thank you for being here. Thank you for working for the BDD, but thank you for also saving us money. That's a really great thing. And it's great to see photo. I'm a visual person; I love seeing the photos so that was really a great asset and thank you for coming and sharing that. And thank you, Mr. Vokes for encouraging them to be here.

COMMISSIONER HAMILTON: Excellent. Thank you. Councilor Harris.

COUNCILOR HARRIS: Yes. And gentlemen, I wanted to say, I've been in the construction business here since the mid-seventies so I have a pretty good idea what I'm looking at and in addition to just the technical work that you've accomplished, clearly you've received the PP&E that you need. I noticed that your ladder was tied off when you were putting up on 1A. I assume you had a harness of some sort when you get down in the coffer. So again, it just tells me BDD continues to be a well run organization that pays attention to not only technical competence and expertise but also safety

considerations and that's the way it should be. So good for management and certainly good for you two individuals and the men and women you work with. Very good.

COMMISSIONER HAMILTON: Excellent. Thank you all for those comments. And thank you very much for coming. Mr. Vokes, you have more, I assume.

MR. VOKES: Yes, Madam Chair, members of the Board. Vacancy report: I'm pleased to announce by the next Board meeting the vacancy number will be three. We have three new employees, Christi Manzanares, who is our administrative assistant who is taking second chair today. She's one of the new employees. Our fiscal administrator, Debra Harris-Garmendia will be starting on September 25th and then Rubel Gallegos will be a BDD repairman and he's starting September 11th. So again, we're down to three. We have two advanced water treatment operator positions and a repairman left to fill and we're working on those. So I'm hoping by the end of the year we'll be fully staffed. Of course that will mean that the employee salary and benefit balance will go back up to 100 where we've budgeted it.

Quick update on the progress of the MOU. We've traded a couple of versions back and forth with the laboratory and we should have a final draft for the Board to review. I think we can send that out some time next week and that will allow you to be prepared to give us comments at the next Board meeting on our MOU proposal. And that's all I have for this Board meeting. So questions?

COMMISSIONER HAMILTON: Yes. Commissioner Hansen.

COMMISSIONER HANSEN: I don't know if this is the place to ask this question or not, but is it possible to ask in the MOU that we receive a biannual report on cleanup from LANL.

COMMISSIONER HAMILTON: Every other year or twice a year?

COMMISSIONER HANSEN: Maybe twice a year. Or maybe once a year. It's a negotiating point since cleanup is a really important part of the issue with early notification and I just wanted to know, like maybe the first quarter and the third quarter, biannually would be – I'm not sure LANL would like this but I think that it would be to our advantage to have a report on cleanup.

MR. VOKES: Madam Chair, members of the Board, Commissioner, with the current leadership with LANL I do not think that that would be a problem at all. In fact I guess about a month ago I went on a tour of all their sites and they were very proud to show the accomplishments, the cleanup that they've done, the things that they've put in and they certainly have extended an invitation to the Board members to go on a tour. So if that's the Board's wish we can certainly set up some additional interaction with LANL at the Board meetings.

COMMISSIONER HAMILTON: Thank you. I'm just officially passing, just for the record, the Chair back to Commissioner Roybal and I think Councilor Harris and Mr. Helms want –

COUNCILOR HARRIS: To Commissioner Hansen's point, that may be valid. I guess I think, let's get this final draft next week and I think there's – I don't know the time that's being anticipated for review and comment and I know that the MOU expires and December of this year, so again, we're in the second week in September, it seems like there's really sufficient time for not only this body but I assume, now that the full County Commission as well as the full governing body for the City of Santa Fe will want to be able to review that and provide any consideration. I know that there's been a

resolution proposed by two members of our governing body that are responsive to some of the issues, whether it's water quality or cleanup issues that I actually have asked the sponsors to wait knowing that we're going to get this MOU soon. So the sooner the better, and again, this body can review and then the full Commission and full Council will probably have additional comments.

And then we all know that there's due to be a change in management up there and that's a lengthy process and so how far the current managers want to go will also be an open question. This is just an ongoing dialogue between kind of all members of our region as well as the lab. So I think we should just get it going.

COMMISSIONER HAMILTON: I think Mr. Helms was next.

MR. HELMS: I believe that Commissioner Hansen was asking for a semi-annual report, every six months? Is that what I heard?

COMMISSIONER HANSEN: Yes.

MR. HELMS: Not a biannual. I think there was some confusion there.

COMMISSIONER HANSEN: Okay. I'll go with that.

COUNCILOR HARRIS: Just to be clear, the current MOU does not deal with progress of cleanup issues. So this would be a major addition to the MOU that quite frankly I think would likely delay consideration of the things that are really germane to this body. But again, let's see what they come up with.

COMMISSIONER HANSEN: I disagree with you, Councilor Harris.

CHAIR ROYBAL: Okay, thank you, Councilor Harris. We have Member Fort.

MEMBER FORT: Thank you, and Mr. Chair, this will be jumping in, but relevant to the discussion about water quality as it's affected by LANL's activities and I want to do this at the proper time in the agenda but it seems like we're discussing this. At our meeting, as reflected in our Board minutes on page 16 from our previous meeting, I thought there was agreement that we would have a letter to present for the Board's consideration regarding the Environment Department's obligation in enforcing the failure to meet water quality standards in the Rio Grande, presumably due to LANL activities. And I thought it had been our agreement that that would be done, if there hasn't been time to do it, it's not a reflection on that. I just want to make sure that we get that on the next agenda so this may not be the right part of the meeting to make that suggestion, but I think it does, as Councilor Harris said, we're having an ongoing discussion about water quality as affected by LANL and really this is asking direction about how do we keep that discussion going, whether a letter regarding enforcement, the MOU or some other means that could be discussed. So the quick question is will there be a letter regarding enforcement that the Board can review at the next meeting?

CHAIR ROYBAL: Okay, so I'll go to Nancy Long.

MS. LONG: Yes, if I'm understanding Member Fort, the question was during the presentation that Mr. Harwood made at the last meeting, I think that there was some direction given that that letter be prepared, an agreement. So I will coordinate with him and see where we are on that and make sure that you get that.

MEMBER FORT: And Mr. Chair, then would that be sufficient to put it on the agenda for the next meeting? That was really all I was thinking.

CHAIR ROYBAL: I believe so. We can have it ready by the next meeting?

MS. LONG: Yes. Yes, it should be ready for the next meeting. I've made a note that you would like it as an agenda item then we can present it before it would go out.

CHAIR ROYBAL: Okay. Thank you, Ms. Long. I'm going to go to Carmichael Dominguez, Councilor.

COUNCILOR DOMINGUEZ: Thank you, Mr. Chair. So just – I don't disagree or necessarily even agree with everything that's been said. I think though that we just have to be mindful. I don't know what expectations are realistic and what expectations aren't, but whatever we do let's just make sure it's realistic because in the case of reporting, we don't want to necessarily overburden staff, if that's the right way to put it so that we're not getting proper information, timely information and correct information. And I guess that would extend to the lab as well. The last thing I want is to put expectations on, in this case, the lab that they can't meet that's going to force us to consider bad or wrong information. So let's see what staff comes up with, see what the agreement says and then we can move from there and have a debate about what the expectation is. Thank you, Mr. Chair.

CHAIR ROYBAL: Thank you, Councilor. I'm going to go to Commissioner Hansen and then I'll come back around.

COMMISSIONER HANSEN: So what I'm concerned about is knowing what LANL is doing about cleanup and since Mr. Vokes said that they are very willing to be forthcoming with information about cleanup I don't see this as a burden, as something that they're already doing and that they report on a somewhat regular basis the process that they're doing up at the lab on cleanup.

COUNCILOR DOMINGUEZ: Could I respond, Mr. Chair? Again, I don't disagree or necessarily agree, but I don't see anything. There is no agreement for me to look at to be able to say whether something is reasonable or unreasonable.

COMMISSIONER HANSEN: Right.

COUNCILOR DOMINGUEZ: That's all I'm saying is that we need to – let's give staff the time to be able to take what we've said into consideration and bring it forward and find out about it.

COMMISSIONER HANSEN: Thank you, Councilor.

COUNCILOR DOMINGUEZ: That's what I'm saying. Let's see something first.

CHAIR ROYBAL: Thank you for that clarification, Councilor. Commissioner Hamilton.

COMMISSIONER HAMILTON: I'm not sure if my question has been answered or not. I was going to maybe even ask Mr. Vokes or Ms. Long, because there's a difference between – it would be wonderful to have LANL report occasionally, periodically to us, but whether – that's kind of a separate question from whether it's good to get it into this MOU. So can you guys speak to that, maybe both in terms of timing and practicality? Because it would be great to have some report back from them but this may or may not be the mechanism.

MR. VOKES: Mr. Chair, members of the Board, there's two items I've been focusing on with the MOU. One, the early notification systems, so we can absolutely know that we need to shut off the facility when there's flow from the canyons. The second is the water quality monitoring portion of it. I believe that those are the two

items that BDD should focus on. Yes, I believe that Los Alamos can present to this Board that, here is where we are in the process and here's the steps we are taking because obviously that impacts us. But again, right now the MOU's focus is those two items. I don't know how you add the water quality portions and the other items into the MOU because it seems to me, in my opinion that those are outside of the BDD. Yes, there's an impact but we are not in enforcement. We absolutely believe that when there's flow from the canyons we will not divert that water until we get to a point, some point in the future where it's all been cleaned up or we are assured that there is no flow from the canyons. So that's kind of just my two cents on again, expanding the MOU into areas that in my view belong to the Environment Department. Certainly this Board can take a stance and say that because it does impact the BDD we'd like to see these things, but my focus on the MOU has been those two items and that's what's coming in the MOU, the support of the early notification system and then the continued water quality monitoring so that we can see what's going on in the river.

CHAIR ROYBAL: Okay. Thank you, Mr. Vokes. Member Fort.

MEMBER FORT: I think that in our discussion about this before, we're taking water from a river that has contaminants in it and I think most water authorities would want to press for, and actually be advocates for cleaning up the source of any contamination. So I don't see it at all as being beyond our responsibilities. We actually know that the Environment Department is currently saying it's beyond their authority although I would disagree that it is. There is not effective – well, there's advocacy on behalf of cleaning up water contamination from some citizen organizations but I would think it would actually be part of this body's responsibility. That said, I don't know precisely how we do it, whether the MOU is how we do it, whether sending a letter is how we do it. I don't know what form that advocacy takes but I do very much think that any authority that's serving water to its citizens, we certainly want to cut off the supply when it's appropriate, cut off river use. We want to clean it as much as we can, but we want a clean water source from which we are withdrawing our water as well, in my view. Thank you.

CHAIR ROYBAL: Thank you, Member Fort. Any other questions from the Board? Comments?

DISCUSSION AND ACTION

- 13. Request to Ratify the Emergency Procurement with Border States Electric Supply for \$54,251 for Installation of Two Variable Frequency Drives (VFDs)**
 - a. Request Approval for Authorization of \$54,251 from the BDD Major Repair and Replacement Fund**

MS. ROMERO: Mr. Chair, members of the Board, on June 29, 2017 we submitted a request to the City of Santa Fe purchasing agent to approve an emergency procurement with Border States Electric Supply to remove and install two new variable frequency drives, VFDs, that had been previously purchased and approved by the BDD Board. These VFDs were approved by the BDD Board on April 6, 2017 to replace the failed drives at our membrane feed pump station, pumps 2 and 4. These drives were

scheduled to be delivered around June 28th. However, on June 24th a third VFD at pump 3 also failed leaving only one VFD operable at pump 1.

This caused the plant to reduce capacity while approaching the highest demand of the year. The emergency installation did replace two of the three failed drives and BDD will need to procure two additional VFDs, one as a replacement and the second as a backup. This request also includes approval of a budget amendment resolution authorizing funds from the major repair and replacement fund to cover the cost of the installation.

The initial cost of the equipment was funded from the major repair and replacement fund and the policy does allow for equipment replacement and installation. Therefore staff recommends the Board ratify the emergency procurement and approve the budget amendment resolution for \$54,251. Are there any questions?

CHAIR ROYBAL: Do we have any questions from the Board? Councilor Harris.

COUNCILOR HARRIS: Yes. Thank you, Chair. Thank you, Ms. Romero. So I dropped back and looked at the approved budget for FY 18, and if I understood it correctly, we carried over, I thought, \$871,062, and then we had approved contributions of \$626,000. So it looked to me like the major repair and replacement fund was budgeted \$1,497,768, call it \$1.5 million. I'm just really curious. We're early in the fiscal year and how – have we had other draw-downs on the major repair and replacement fund?

MS. ROMERO: Other than what's been authorized in previous, this would be the first authorization for the new fiscal year.

COUNCILOR HARRIS: For this fiscal year?

MS. ROMERO: Correct.

COUNCILOR HARRIS: Yes, so, that's all I really wanted to know. So there's still a significant – and I'll have a question for Mr. Vokes later regarding – I'll give you a heads-up, asset management plan, what that means. Thank you. Thank you, Chair.

CHAIR ROYBAL: Thank you, Councilor. Is there any other questions from the Board? Okay, seeing none, what's the pleasure of the Board?

COUNCILOR HARRIS: Move to approve.

MEMBER FORT: Second.

CHAIR ROYBAL: We have a motion and a second. Is there anything else under discussion? Okay, so we have a motion and a second.

The motion passed by unanimous [5-0] voice vote.

14. Request for Approval of Amendment No. 1 to Increase the Contract with Deere & Ault Consultants, Inc. for On-Call Engineering Services in the Amount of \$60,000 Exclusive of NMGR

a. Request approval for authorization of \$60,000 from the BDD Major Repair and Replacement Fund to Cover the Contract Amendment

MS. ROMERO: Mr. Chair, members of the Board, on September 1, 2016 the BDD Board awarded a request for proposal to Deere & Ault Consultants for the BDD on-call engineering service contract in support of the fiscal year 16 to 2020 Buckman

Direct Diversion rehabilitation and improvements to the raw water delivery system project. This agreement was awarded for an initial amount of \$100,000 to perform tasks as requested and approved by the BDD facilities manager. This amount has been allocated to three major tasks leaving a balance of \$3,290 for future projects. Therefore we request an increase in compensation to ensure sufficient funds are available as we continue with additional planned projects. This request also includes approval of a budget amendment resolution to authorize funds from the major repair and replacement fund to cover the increased compensation of the contract.

Staff recommends approval of amendment #1 to the professional service agreement with Deere & Ault and approval of the budget amendment resolution for \$60,000 plus applicable gross receipts tax. Are there any questions?

CHAIR ROYBAL: Do we have any questions from the Board? Member Fort.

MEMBER FORT: Actually, I'll defer to the construction expert then I'll see if my question is still –

COUNCILOR HARRIS: Well, yes, this is a memory test actually. Just a quick reminder, perhaps, to Mr. Vokes of the three major tasks. What does the facilities manager anticipate under this proposed amendment?

MS. ROMERO: Mr. Chair, members of the Board, Councilor Harris, the three tasks that have already been approved by the facilities manager is the BDD raw water pumps project, so the engineers were hired to be our consultant while they designed the new pumps that are being installed. Task 2 was the BDD raw water lift station, and Task 3 is the sediment removal facility.

COUNCILOR HARRIS: Very good. Thank you.

MR. VOKES: Mr. Chair, members of the Board, as far as future projects, we have received the Task 2, which is the raw water lift station. We have not begun that. We currently have two pumps that are in questionable condition. We're pulling one of those. That will be part of the oversight that Deere & Ault provides is the repair of those two major pumps. We also have some vibration issues in there and that's listed in there. The \$60,000 is in anticipation of unknown problems that we may run into as we repair that station. I thought that it would be better to just go ahead and put some additional funding in there and then I will bring those tasks to the Board as they are proposed and as things come up. We do have some issues with our biological filter system, backwashing and other things, and so one of the tasks that Deere & Ault has provided to me is a look at that system. And so I'm not ready to move forward with that. Staff is doing some things to improve that system and then based on those improvements then we will get back with the engineers and see what they propose as far as an engineered solution to the issues that we're seeing with that system.

COUNCILOR HARRIS: So what I heard you say, Mr. Vokes, and certainly, putting in some contingency is entirely appropriate. I even wondered if the \$60,000 was going to be sufficient but we'll find out. So really, most of the work is associated still with the raw water side of the system. But then the last potential task or possible task is related to treatment under the bio-wash.

MR. VOKES: Yes, that's correct.

COUNCILOR HARRIS: Okay. All right. Thank you, Chair.

CHAIR ROYBAL: Thank you, Councilor Harris. Member Fort, did that

answer your question?

MEMBER FORT: Well, as these contracts are written, I just wonder from the point of view of the entities that didn't receive this contract, so the – do we pay on an hourly basis? We're really paying an amount to be on call. So it wasn't just so they bid that they would do all the work we needed on a lump sum basis for the year. Is that correct?

MR. VOKES: Mr. Chair, Member Fort, the on-call contract was put out to bid. Deere & Ault was selected for that contract from within the other bidders based on their experience with the facility. Currently, they have an hourly rate that they set and each task is put forward for my review and approval and again, we can bring those to the Board as they come up because of the amounts, in the \$10,000 to \$20,000 to \$30,000 or more thousand dollar range. So that's just making them available as we're discovering things and as we're getting things repaired so we can continue to operate the plant.

MEMBER FORT: Thank you.

CHAIR ROYBAL: And Councilor Harris.

COUNCILOR HARRIS: Thank you, Chair. Just to clarify, I would expect, and I assume that, yes, the tasks are identified and their response includes a manpower loading chart and those unit costs, and so there is some number that perhaps is expressed as not to exceed, or it's just an estimate.

MR. VOKES: Mr. Chair, Councilor, the task will include the engineering for, say, the raw water lift station. That's an amount and it's not to exceed within that contract. And it will have a number of tasks, looking at this issue, this issue, this issue, and goes through a list. When you get into things there are other things that come up but that would be addressed under an additional task.

COUNCILOR HARRIS: Okay.

CHAIR ROYBAL: Thank you, Councilor.

COUNCILOR HARRIS: With that, I'd move to approve.

CHAIR ROYBAL: So we have a motion. Do I hear a second?

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: We have a motion and a second. Anything else under discussion? No? Okay. So we have a motion and a second.

The motion passed by unanimous [5-0] voice vote.

MATTERS FROM THE PUBLIC

CHAIR ROYBAL: Is there anybody here from the public today that would like to address the Board? Okay, I don't see anybody from the public. Again, is there anybody from the public to address the Board here today? So we're going to close matters from the public.

MATTERS FROM THE BOARD

CHAIR ROYBAL: Is there anybody from the Board who would like to – Councilor Harris.

COUNCILOR HARRIS: Thank you, Chair. Yes, real quickly, this kind of

follows up thinking about looking at the budget for the major repair and replacement and looking, quite frankly at the budget document it talked about the asset management plan, and it just was a reminder to me, and so my question, Mr. Vokes, is where do we stand on that? Because that's a significant undertaking. It's important as we move through. I think Jason and Cris and those folks who are particularly appreciative of an asset management plan.

MR. VOKES: Mr. Chair, Councilor, I've been reviewing the asset management plan throughout the year. My goal with the new fiscal administrator is that the financial team start implementing that plan this year to where we have in the next budget, we're going to identify items that are on that asset plan. We're going to have accurate costs on those and then be able to bring a one-year, a five-year, a ten-year and a 20-year, which is what the plan was proposed to do.

There was equipment left out of the plan, like the vehicles at the BDD weren't included in the plan, so there are some other items that I feel like need to be rolled into the plan and then checks with the manufacturers, say on the ozone system. What is their expectation and recommendation? The number that was put in the ozone system was \$6,000 for maintenance and that will just barely scratch the system. So it's a matter of with the new financial team that I have, we are going to get that done. We are going to get it in service and begin using it when we present these things.

Some of the unexpected items from our facility, like the VFDs, those are not expected to fail at this rate but sometimes you buy the really good equipment and sometimes they give you the not so good equipment. And so we're still discovering a few of those items. But that's my plan and it's in the minutes so you can expect that that plan be placed into service during this year and then the next budget process we will be bringing you those items that are identified in the plan.

COUNCILOR HARRIS: Okay. Very good.

CHAIR ROYBAL: Thank you, Councilor Harris. Is there any other comments from the Board? Member Fort.

MEMBER FORT: Mr. Chair, I had circulated a letter from the Northern Group of the Rio Grande Chapter of the Sierra Club concerning a proposal by the City to pipe effluent from the wastewater treatment plant to the Buckman facility and then to discharge it into the Rio Grande, and I think in my mind a lot of very good questions were raised by that letter. There are others who have concerns, including people within Santa Fe County about this project. And there are certainly implications for the Buckman Direct Diversion project including its capacity if this project were to go forward. So I do hope we have a discussion at the next Board meeting and I hope that we'll have City and County people who are prepared to talk about it and that there will be a role for public comment.

Our process, like many boards, we have public comments after we've discussed – long after we've discussed items and on this particular item I think there are members of the public that would have been here tonight. They heard the item was pulled from the agenda, but it would be nice to allow them to participate and present information about this proposal of the City's before we finish the item. So if that could be taken into account. Thank you.

CHAIR ROYBAL: Thank you, Member Fort. Okay, any other questions, comments? Councilor Dominguez.

COUNCILOR DOMINGUEZ: Thank you, Mr. Chair. So Board Member Fort, you're talking about item 8, right?

MEMBER FORT: Yes.

COUNCILOR DOMINGUEZ: That's something that was pulled by staff, right?

MEMBER FORT: As far as I know. I don't know.

COUNCILOR DOMINGUEZ: I'm just wondering how the public knew. Because I didn't even know that it was going to get pulled until – at that point.

MEMBER FORT: Several came and then were told here.

COUNCILOR DOMINGUEZ: Oh, okay. Okay. So it's not that they didn't show up because – okay. Okay. I've taken an interest in that item. I think that we need to do our due diligence, obviously and really consider what the Sierra Club provided. And I just want to say that I think that one of the things that the Board is really responsible for is to be as unbiased as we possibly can and take all things into consideration. So I certainly think that. I've asked City staff to kind of chime in on it and at least give me an opinion of what it says to understand it a little bit better. So I thank you for giving that information. And I don't know, if in terms of timing, if we want to have it at the next meeting or the meeting after, but I would just rather make sure that the respective staffs are up to date with it and are as educated about it as they possibly can before we bring it public so that there's meaningful debate and discussion on it. So that's it. Thank you.

CHAIR ROYBAL: Thank you, Councilor. I'm going to go to Commissioner Hansen and then I'll go to Member Helms.

COMMISSIONER HANSEN: So as a member of the Santa Fe City River Commission, they're also quite concerned about #8 and have also had quite a bit of discussion and are concerned about the issue of either pumping it out to the Buckman or up to Siler, which would then recharge the river and I will be sure to bring that up at the next River Commission meeting and possibly have them be notified when we're going to discuss this so that the River Commission could also be here to discuss this.

CHAIR ROYBAL: Thank you, Commissioner Hansen. Member Helms.

MR. HELMS: I understand the importance, substance of this topic, but since it's a City of Santa Fe initiative, as I understand it, and is within the city, how does it get to the Buckman Board discussion? I don't understand that. From a technical, legal point of view.

CHAIR ROYBAL: Commissioner Hansen.

COMMISSIONER HANSEN: From my understanding is that the return flow credits would then be sent to the Buckman Direct Diversion and therefore additional water would begin to be processed by the Buckman Direct Diversion. So it actually has a direct effect on the facility of the Buckman Direct Diversion. And then if somebody wants to add more detailed information. That was a very simple –

KYLE HARWOOD (BDD Consulting Attorney): Board member Helms, I think if I understood your question correctly, that is the intent of the future presentation at the BDD Board is that we would give you the context of why this study may or may not have BDD Board implications. And so when we do bring that presentation forward we'll be able to present that context. And did I answer your question? I couldn't hear very well at the back.

MR. HELMS: Yes. Fine Perfect.

MR. HARWOOD: Okay. Thank you. I don't know if there were any other questions, Chair.

CHAIR ROYBAL: Any other questions? Councilor Harris.

COUNCILOR HARRIS: I just wanted to say, as the other member present from the City of Santa Fe's governing body I think that it's an appropriate discussion. I agree completely with Councilor Dominguez and Member Fort and others that we need to dig deeper on it. I think the questions raised are legitimate. I'm not a member of the Public Utilities Committee. They probably – those members probably have a better understanding of what's being proposed under the implementation plan but I certainly think we'll continue to advocate for kind of a deeper look and a deeper understanding.

And I do think that, again, as I understood what was being proposed that potentially, it would have effect on BDD, one option in particular.

MR. HARWOOD: Not to give the presentation that was scheduled and that will be given later, but I think that the City staff are in a process of analysis and only some possible options may have an impact on the BDD project. And so what I might suggest is that next month we take a quick trip through the BDD project permits, just briefly, as Board staff works with City staff in putting together a presentation that will answer a lot of these questions.

COUNCILOR HARRIS: Okay. I think we're in agreement. Everybody just wants to dig deeper and really understand the implications, so I think that's good.

CHAIR ROYBAL: Thank you, Councilor. Any other questions, comments?

COMMISSIONER HAMILTON: I just wanted to express appreciation for that attitude about digging deeper at an appropriate level. It's very much appreciated.

CHAIR ROYBAL: Okay. Thank you. Any other comments?

NEXT REGULAR MEETING: Thursday, October 5, 2017@ 4:15pm

EXECUTIVE SESSION

**In accordance with the New Mexico Open Meetings Act NMSA 1978 Section 10-15-1(H)(7), discussion regarding threatened or pending litigation in which the BDDB is, or may become a participant, including without limitation:
Discussion regarding Diversion Structure issues**

CHAIR ROYBAL: I believe there's a need for executive session so I'm going to go to our legal counsel, Ms. Long.

MS. LONG: Mr. Chair and members of the Board, at this point I would ask for a motion to adjourn and to go into executive session in accordance with the New Mexico Open Meetings Act NMSA 1978 Section 10-15-1(H)(7), for the purpose as stated on the agenda.

COUNCILOR DOMINGUEZ: So moved.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: We have a motion and a second. Can I have a roll call?

The motion to go into executive session passed by unanimous [5-0] roll call

vote as follows:

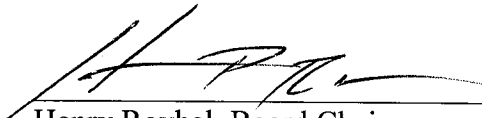
Commissioner Roybal	Aye
Councilor Dominguez	Aye
Commissioner Hamilton	Aye
Board Member Fort	Aye
Councilor Harris	Aye

[The Board met in executive session at 5:40 p.m.]

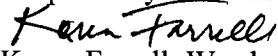
ADJOURNMENT

Having completed the agenda, Chair Roybal declared this meeting adjourned at approximately 5:40 p.m.

Approved by:


Henry Roybal, Board Chair

Respectfully submitted:


Karen Farrell, Wordswork

ATTEST TO:

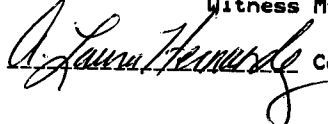

GERALDINE SALAZAR
SANTA FE COUNTY CLERK



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BUCKMAN DIRECT DIV MIN
PAGES: 25

I Hereby Certify That This Instrument Was Filed for
Record On The 8TH Day Of November, 2017 at 09:26:56 AM
And Was Duly Recorded as Instrument # 1840913
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Geraldine Salazar
Deputy  County Clerk, Santa Fe, NM



AGENDA

The City of Santa Fe
And
Santa Fe County

CITY CLERK'S OFFICE

DATE 8/30/17 TIME 3:05

SERVED BY [Signature]

RECEIVED BY [Signature]

Buckman Direct Diversion Board Meeting

THURSDAY, SEPTEMBER 7, 2017

4:15 PM

CITY HALL

CITY COUNCIL CHAMBERS

200 LINCOLN

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES FROM THE FOLLOWING MEETINGS:
 - A. May 24, 2017 Special BDDDB Meeting
 - B. June 26, 2017 Special BDDDB Meeting
 - C. July 6, 2017 Regular Buckman Direct Diversion Board Meeting
6. REPORT ON SEPTEMBER 5, 2017 FISCAL SERVICES AUDIT COMMITTEE (FSAC)

INFORMATIONAL ITEMS

7. Monthly Update on BDD operations. (Michael Dozier)
8. Update on Pre-Implementation and Planning Effort following the recently completed "Santa Fe Water Reuse Feasibility Study". (Rick Carpenter, Bill Schneider and Kyle Harwood)

9. Submittal of the FY 2018 Water Trust Board Application for the construction of the 4 million gallon finished water storage tank at the Buckman Direct Diversion Regional Water Treatment Facility. (Alan Hook)
10. Update on 4th Quarter Financial Position FY 2016/2017. (Mackie Romero)
11. Report from the Executive Director. (Charles Vokes) **VERBAL**

CONSENT AGENDA

12. Request for approval to enter into a Professional Services Agreement with Sub Surface Contracting, Inc. in the amount of \$60,000 exclusive of NMGR. (Mackie Romero)

DISCUSSION AND ACTION

13. Request to ratify the Emergency Procurement with Border States Electric Supply for \$54,251 for installation of two (2) variable frequency drives (VFDs). (Mackie Romero)
 - a. Request for approval for authorization of \$54,251 from the BDD Major Repair and Replacement Fund.
14. Request for approval of Amendment No. 1 to increase the contract with Deere & Ault Consultants, Inc. for on-call engineering services for the amount of \$60,000 exclusive of NMGR. (Mackie Romero)
 - a. Request for approval for authorization of \$60,000 from the BDD Major Repair and Replacement Fund to cover the cost of the contract amendment.

MATTERS FROM THE PUBLIC

MATTERS FROM THE BOARD

NEXT REGULAR MEETING: Thursday, October 5, 2017 @ 4:15pm

ADJOURN

Executive Session

In accordance with the New Mexico Open Meetings Act NMSA 1978, §10-15-1(H)(7), discussion regarding threatened or pending litigation in which the BDDB is, or may become a participant, including without limitation: Discussion regarding Diversion Structure issues. (Nancy R. Long)

End of Executive Session

PERSONS WITH DISABILITIES IN NEED OF ACCOMODATIONS, CONTACT THE CITY CLERK'S OFFICE AT 505-955-6520, FIVE (5) WORKING DAYS PRIOR TO THE MEETING DATE