

AGENDA

BUCKMAN DIRECT DIVERSION BOARD
AUGUST 05, 2021 AT 4:00 PM
ATTEND VIRTUALLY



SPECIAL PROCEDURES FOR BUCKMAN DIRECT DIVERSION BOARD MEETING

Attendance: In response to the State's declaration of a Public Health Emergency, the Mayor's Proclamation of Emergency, and the ban on public gatherings in excess of those permitted in the current Public Health Order, and the need to incorporate technology and practices to re-institute in-person meetings consistent with the limitations established by the Order, the Buckman Direct Diversion Board meeting will be conducted virtually.

Viewing: Members of the public may join the Zoom meeting by internet or phone, as follows:

Internet: To join the Zoom meeting on the internet using a computer, laptop, smartphone, or tablet, use the following link: <https://santafenm-gov.zoom.us/j/96720844501?pwd=a0pKbkZXZFZGLzVncEZIRIJRNvNudz09>

Passcode: 642202

Attendees should use the "Raise Hand" function to be recognized by the Chair to speak at the appropriate time.

Phone: To join the Zoom meeting using a phone, use the following phone numbers and Webinar ID: **US: 1 669 900 6833 Webinar ID: 967 2084 4501 - Passcode: 642202**

Phone attendees should press *9 to use the "Raise Hand" function to be recognized by the Chair to speak at the appropriate time.

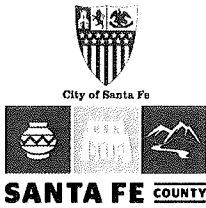
The agenda and packet for the meeting will be posted at <https://santafe.primegov.com/public/portal>.

Public Comment: To provide live public comment during the Public Comment section, you must join the Zoom meeting by internet or phone, as follows:

Internet: To join the Zoom meeting on the internet using a computer, laptop, smartphone, or tablet, use the following link: <https://santafenm-gov.zoom.us/j/96720844501?pwd=a0pKbkZXZFZGLzVncEZIRIJRNvNudz09>

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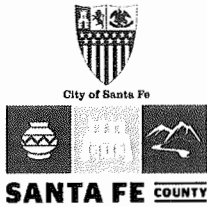
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1. **CALL TO ORDER**
2. **ROLL CALL**
3. **APPROVAL OF AGENDA**
4. **MATTERS FROM THE PUBLIC:**

To provide a live comment you must join the Zoom meeting by internet or phone, please e-mail or call Jamie-Rae Diaz, Administrative Manager, Public Utilities, jldiaz@santafenm.gov, 955-4233 by 1 :00 p.m. the day of the meeting for the meeting link and/or call in number. To provide written comment please email Jamie-Rae Diaz, Administrative Manager, Public Utilities, jldiaz@santafenm.gov, 955-4233 by 1:00 p.m. the day of meeting, emails must identify the submitting party's name. These comments will be distributed to the Board for review prior to the meeting and placed in the minutes of the meeting.

5. **APPROVAL OF CONSENT AGENDA**
6. **APPROVAL OF MINUTES**
 - a. Approval of minutes from the July 1, 2021 Buckman Direct Diversion Board Meeting.
7. **PRESENTATION/INFORMATIONAL ITEMS**
 - a. Monthly update on the BDD Operations. (Randy Sugrue, BDD Operations Superintendent, rcsugrue@santafenm.gov, 955-4501)
 - b. Report from the Facilities Manager, (VERBAL) (Rick Carpenter, BDD Facilities Manager, rrcarpenter@santafenm.gov, 955-4507)



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- c. Report on August 3, 2021 Fiscal Services Audit Committee (FSAC) (VERBAL)(Antoinette Armijo-Rougemont, BDD Accounting Supervisor, amarmijo@santafenm.gov, 955-4506)
- d. Update on Wild Earth Guardians Notice of Intent to Sue (US Fish & Wildlife, US Bureau of Reclamation, State of NM, Middle Rio Grande Conservancy District) for violations of the Endangered Species Act, VERBAL (Rick Carpenter, BDD Facilities Manager, rrcarpenter@santafenm.gov, 955-4507; Kyle Harwood, BDD Counsel, kyle@egolflaw.com, 986-9641).
- e. Update on NM Environment Department v US Department of Energy, Case 1:21-cv-00278-KG-JFR (VERBAL)(Kyle Harwood, BDD Counsel, kyle@egolflaw.com, 986-9641)

8. ACTION ITEMS: CONSENT

- a. Request for approval of Professional Services Agreement with Alpha Southwest Inc. in the amount of \$253,833.30 plus NMGR to install a new pump. (Jason Valencia, BDD Maintenance Superintendent, jfvalencia@santafenm.gov, 955-4517; Rick Carpenter, BDD Facilities Manager, rrcarpenter@santafenm.gov, 955-4506)
- b. Request for approval to re-authorize forward unexpended funds approved by the BDD from the BDD Major Repair and Replacement Fund from FY2021 to FY2022. (Antoinette Armijo-Rougemont, BDD Accounting Supervisor, amarmijo@santafenm.gov, 955-4506) 1) Budget Amendment Resolution (BAR) for \$2,315,577.05
- c. Request for approval to carry forward \$310,000 of unexpended funds from the FY2021 Operating Budget to the FY2022 Operating Budget to be utilized as authorized by the BDD. (Antoinette Armijo-Rougemont, BDD Accounting Supervisor, amarmijo@santafenm.gov, 955-4506) 1) Budget Amendment Resolution (BAR) for \$310,000.00
- d. Request for approval of Purchase with Malloy to purchase a Replacement Truck out of the Major Repair and Replacement Fund in the amount of \$75,402.00 (Jason Valencia, BDD Maintenance Superintendent,



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jvalencia@santafenm.gov; Rick Carpenter, BDD Facilities Manager,
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9. **MATTERS FROM THE BOARD**

10. **NEXT MEETING: Thursday, September 2, 2021 at 4:00 PM**

11. **ADJOURN**

12. **EXECUTIVE SESSION**

- a. In accordance with the New Mexico Open Meetings Act NMSA 1978, §10-15-1 (H)(7), discussion pertaining to threatened or pending litigation in which the BDD Board is or may become a participant, specifically: In the Matter of: Proposed Amendments to Standards for Interstate and Interstate Waters, 20.6.4 NMAC, Water Quality Control Commission No. 20-51 (R); and Formal Protest of Application RG-00485-S-6 AND -S-7; RG-00486, RG-00486-S, RG-00486-S-2, -S-3 and -S-4; RG-00487, RG-00487-S, -S-2, -S-3, and -S-4; RG-00488, SP-01503, and SP-01802, 01802 Amended, 01802-B and -C for Permit to Divert 679 acre-feet per year for uses at Los Alamos National Laboratory, Municipal and Industrial Uses, Office of State Engineer Hearing Unit.(Kyle Harwood, BDD Legal Counsel, kyle@egolflaw.com, 946-9641)

Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6521, five (5) working days prior to meeting date.