
Meeting Date: June 23, 2021
Staff Contact: Elizabeth Anderson, Chief Planning Officer

TITLE: R-21-13 – Establishing a Fund for the San Juan-Chama Project Contractors Association Fiscal Agent Agreement with the Albuquerque Bernalillo County Water Utility Authority; Establishing the Budget for Fund 41 – San Juan-Chama Project Contractors Association (SJCPA) for Fiscal Year 2022

ACTION: Recommend Approval

SUMMARY:

This Resolution establishes a fund for the San Juan-Chama Project Contractors Association (SJCPA) per the Memorandum of Agreement (MOA) and establishes the budget for this fund for fiscal year 2022.

Under the Upper Colorado River Basin Compact, New Mexico was apportioned 11.25% of the water available annually from the Upper Colorado River basin. The San Juan-Chama (SJC) project imports a portion of NM's share of Colorado River water in the Rio Grande basin providing about 96,200-acre feet per year. The Water Authority has a contract for 48,200 acre-feet per year with the Secretary of the Interior for SJC water. While the Water Authority is the largest SJC contractor, there are a total of 20 SJC Contractors including the Middle Rio Grande Conservancy District, City and County of Santa Fe, Jicarilla Apache, Ohkay Owingeh Pueblo, Espanola and others.

At the September 23, 2020 board meeting, the Water Authority Board approved the MOA (C-20-30) creating the SJCPA with various political subdivisions, public entities, and federally recognized Indian tribes for the protection of the San Juan-Chama Project and the associated water supply for the mutual benefit of the water users represented by the parties to the agreement. The SJCPA members work cooperatively to protect and conserve SJC water resources and to monitor the operations, maintenance and financial issues. In addition, the SJCPA will monitor water and other legal issues associated with the SJC Project including the development of Drought Contingency Plans and other activities currently underway in the Colorado River.

The Water Authority has been elected by the SJCPA to serve as the fiscal agent for the SJCPA. As the fiscal agent, the Water Authority shall:

1. Manage the fiscal affairs of the SJCPA, with the supervision of the Board.
2. Collect an annual assessment from each member and any special assessments approved by the Board.
3. Manage the investment of SJCPA funds which shall be held in trust for the members and used for the purposes of the agreement.

The Fund established will be: Fund 41 – SJCPA. The revenue and expense budgets for the fund will be up to \$45,855 for FY2022. The budget will be amended for any special

assessments as approved by the SJCPA with approval through the Water Authority Board.

FISCAL IMPACT:

The contribution for this agreement is \$0.50 per acre-feet of water under contract. The Water Authority contribution is \$24,200 per year as indicated in the Memorandum of Agreement (C-20-30).

ALBUQUERQUE BERNALILLO COUNTY WATER UTILITY AUTHORITY

BILL NO. R-21-13

1 RESOLUTION

2 ESTABLISHING A FUND FOR THE SAN JUAN-CHAMA PROJECT CONTRACTORS 3 ASSOCIATION FISCAL AGENT AGREEMENT WITH THE ALBUQUERQUE 4 BERNALILLO COUNTY WATER UTILITY AUTHORITY; ESTABLISHING THE 5 BUDGET FOR FUND 41 – SAN JUAN-CHAMA PROJECT CONTRACTORS 6 ASSOCIATION FOR FISCAL YEAR 2022

7 WHEREAS, the Albuquerque Bernalillo County Water Utility Authority (Water
8 Authority) has signed a Memorandum of Agreement with the San Juan-Chama Project
9 Contractors Association (Association or SJCPA); and

10 WHEREAS, the Water Authority has agreed to act as fiscal agent for the
11 Association; and

12 WHEREAS, the period of this agreement is perpetual; and

13 WHEREAS, the funds collected and costs expensed are governed by the
14 Association members.

15 BE IT RESOLVED BY THE WATER AUTHORITY:

16 Section 1. That the following fund be established for the San Juan-Chama Project
17 Contractors Association:

18	Fund 41 – SJCPA	Revenue Budget	Expense Budget
19		\$45,855	\$45,855

20

21

22

23

24

25

26

27

28