

**MORA-SAN MIGUEL ELECTRIC COOPERATIVE, INC.**  
**BOARD OF TRUSTEES MEETING**  
**HELD ON**  
**FEBRUARY 25, 2010**

The Regular Meeting of the Board of Trustees was held on February 25, 2010. Mr. H. Felix Vigil, Board Chairman, called the meeting to order at 12:30 P. M.

**CALL TO ORDER:**

**1. Roll Call and Determination of Quorum**

**Members Present: H. Felix Vigil, Chairman**

**Daniel Romero, Vice-Chairman**

**Mary Lou Roybal, Secretary/Treasurer**

**Robert Baca, Member**

**Elizabeth Leyba, Member**

**Carlos S. Lovato, Member**

**Others Present:**

**Abran H. Romero, General Manager**

**Debbie H. Alexander, Exc. Administrator**

**Lorna Wiggins, Attorney**

**Absent:**

**David Maestas, Member**

- 2. Invocation** - The invocation was led by Debbie H. Alexander.
- 3. Pledge of Allegiance** - The Pledge of Allegiance was recited.
- 4. Approval of Agenda** - The Agenda was presented and reviewed. The following amendments were made to the Agenda: Add - #8 - Manager's Report - d) Trujillo Ice Storm, e) Delinquent Accounts - LIHEAP or Medical Certificates Protection; #9 - a) Approval, b) Audit Entrance Conference, c) 2009 RUS Annual Report; #15 - Calendar of Events - a) Schedule By-law Committee Meeting; #16 - Executive Session - 7) CFO Job Position, 8) Custodian Job Position, 9) General Manager's 6-Month Review. A motion was

**made by Mary Lou Roybal, seconded by Robert Baca, to accept the Agenda with amendments. Motion carried unanimously.**

**5. Recognition of Guests**

- a. Jerome Lucero – Observer.**
- b. Alex Garcia – Picked data he had requested and left meeting.**
- c. Hub Thompson, Tri-State, Board Chairman**
- d. Rick Gordon, Tri-State, Board Vice-Chairman**
- e. Ken Anderson, Tri-State, General Manager**

**A motion was made by Robert Baca and seconded by Daniel Romero to move into Special Executive Session. Motion carried unanimously.**

**Motion to move back into Regular Session was made by Mary Lou Roybal and seconded by Daniel Romero. Motion carried unanimously.**

At this point, there was recognition of three more guests: Charlotte Duran with Commissioner Block's PRC Office in Santa Fe; Johnny Espinoza, consumer from Guadalupita; and Alfonso Griego, Jr. also a consumer from Guadalupita. All three were present concerning the Double-Circuit Line from La Cueva to Mora. After a short question and answer session, Chairman Vigil advised them that MSMEC will work with consumers and that public meetings will be scheduled.

**6. Action of Minutes of Regular Meeting held on January 28, 2010 – The Minutes of January 28, 2010 were presented and reviewed. A motion was made by Robert Baca, seconded by Elizabeth Leyba, to approve the Minutes of January 28, 2010 as presented. Motion carried unanimously.**

**7. Approval of New Memberships (Mora 12 – Pecos 12) and Membership Refunds 29 – The new Memberships and Membership Refunds were presented and reviewed. Motion to accept the new Memberships and Membership Refunds as presented was made by Robert Baca and seconded by Daniel Romero. Motion carried unanimously.**

Representatives from Pulse Broadband, David Schoepfle and Dave Pangrac, gave a short summary and their final presentation on the submittal of the stimulus application. After continued discussion, a **motion to approve the submittal of the broadband stimulus application was made by Robert Baca and seconded by Elizabeth Leyba. Motion carried. Carlos S. Lovato opposed the approval.**

#### **8. Manager's Report**

- a. Delinquent Report** – Abran H. Romero, General Manager, reported on the Delinquent Report for January 2010. The Mora/Las Vegas area had 530 delinquent accounts totaling \$107,514.25. After collections, 49 of those accounts remained unpaid totaling \$8,030.10. In the Pecos area, there were 733 delinquent accounts for a total of \$177,463.62. After collections, there were 87 accounts that were not paid. These accounts totaled \$21,617.57. Totals from December 2009 were also reviewed.
- b. Agenda Amplification** – RUS Form 7 for January 2010 was reviewed by the General Manager. Operating Revenue and Patronage Capital was \$1,018,873 and Cost of Purchased Power was \$584,512. Total Operation & Maintenance Expense was \$762,040, Total Cost of Electric Service at \$877,613, Patronage Capital & Operating Margins at \$141,260 and Patronage Capital or Margins at \$148,065. 2009 Year-End RUS Form 7 was also reviewed.
- c. Outage Report/Maintenance Log** – The General Manager reviewed the Outage Report and Maintenance Log. It was asked that the Outage Report indicate what day of the week the outage occurred on.
- d. Trujillo Ice Storm** – There was a short discussion concerning the ice storm in Trujillo on February 10<sup>th</sup>, 2010 and the extensive damage it had created.
- e. Delinquent Accounts – LIHEAP or Medical Certificates Protection** - Mr. Romero reviewed the delinquent accounts with a break down as to how many of these accounts were covered under LIHEAP or medical certificates.

**Motion was made by Daniel Romero, seconded by Mary Lou Roybal, to accept the Manager's Report as presented. Motion carried unanimously.**

9. **Finance Committee Report** – Mary Lou Roybal, Finance Committee Chairwoman, read the Minutes of the Finance Committee Meeting held earlier today. Everything was found to be in order. **A Motion to approve the Finance Committee Minutes as presented with all recommendations made to the full Board by the Finance Committee was made by Daniel Romero, seconded by Elizabeth Leyba. Motion carried. Carlos Lovato abstained.**

10. **Tri-State Trustee Report** – Robert Baca, Tri-State Trustee, reported on Tri-State’s February meeting. Some of the items discussed included the following:

- Handout on March 1<sup>st</sup> meeting on EIB Hearing in Santa Fe
- Cap & Trade
- RUS – Eliminate Fossil Fuel
- Seminar on carbon migration
- Report on Annual Meeting attendance in Atlanta Georgia (Daniel Romero also reported on Annual Meeting)
- Energy Efficiency – Educating kids to start conserving

11. **NMRECA Trustee Report** – H. Felix Vigil, NMRECA Trustee, reported on the February Statewide meeting in Santa Fe.

- EIB & NEE
- Legislative Bills passed
- Kit Carson Electric – Resolution to increase Tri-States dues to NMRECA
- Publications Committee – Enchantment – Up-date to more technological improvements

12. **On-Going Business**

- a. **Las Vegas San Miguel EDC – Official Invitation to join** – For information only. General Manager attended first meeting and will now be attending quarterly meetings.
- b. **Approval of Tri-State Advertising with KNMX Radio Station and Las Vegas Optic** – Discussed during Finance Committee Meeting.
- c. **Status Update on Tri-State Low-Side Delivery Point Change** – General Manager Romero read the memo sent by Joel Bladow from Tri-State regarding the low-side delivery point

change. The Board authorized Mr. Romero to send another letter to Tri-State on behalf of the MSEC Board of Trustees concerning the negotiation of Tri-State purchasing the Rainsville Sub-station assets.

- d. **Tri-State - EEC Program – Request for Approval by Board** – Covered earlier.
- e. **Tri-State – Monthly Power Bill** – Information only.

### **13. New Business**

- a. **District Meeting and Annual Meeting Dates** – Meeting dates and information were reviewed. **A motion was made by Robert Baca, seconded by Daniel Romero, to accept the dates scheduled for the District 3 Meeting, May 25, 2010, and the Annual Meeting, June 26, 2010. Motion carried unanimously.**
- b. **Litigation – Carlos S. Lovato vs. MSMEC – Case Dismissed** – Chairman Vigil stated that for the record, the Carlos S. Lovato and Milnor Sanchez vs. MSMEC case had been dismissed on February 11, 2010 by the Federal District Court. **A motion was made by Robert Baca and seconded by Daniel Romero to enter this case dismissal into the record. Motion carried. Carlos S. Lovato stated that it was “dismissed with prejudice”.**
- c. **Tri-State’s 2010 Annual Meeting** – The Tri-State Annual Meeting is scheduled on April 5<sup>th</sup> – 8<sup>th</sup>, 2010. Robert Baca will be attending as the Tri-State Trustee. Daniel Romero will attend as the alternate. Chairman Vigil stated he would also like to attend.

### **14. Correspondence**

- a. **NRECA 2009 National Directors Survey Results** – Confidential information for review by Board Trustees.
- b. **Letter to Hub Thompson, Chairman Board of Directors – Tri-State** – Informational.
- c. **Letter to Adam P. Romero, NMDOT** – Informational.
- d. **Response Letter from Adam P. Romero, NMDOT** – Informational.
- e. **Letter to Mora County Commissioner & Planning & Zoning Director** – Informational.

- f. **Letter from Max Garcia on La Cueva to Mora Double-Circuit Line – Requesting Data** – Informational.
- g. **Letter from Johnny Espinoza on La Cueva to Mora Double-Circuit Line – Requesting Data** – Informational. Request granted.
- h. **Request for Information or Data – Alex Garcia** – Informational. Request granted.
- i. **Letter from Ken Anderson, General Manger – Tri-State – Economic Impact** – For informational review.
- j. **Letters submitted to Mora and San Miguel County on Back-Up Generators** – General Manager Romero reported that he had sent letters to the Mora County Planning & Zoning Office and to the County Manager in San Miguel County concerning the possibility of receiving 2 back-up generators through the Emergency Operations Plan and Homeland Security. We will wait for a response.
- k. **Las Vegas Optic Article** – For information.

#### **15. Information**

- a. **Calendar of Events** – EIB Hearings in Santa Fe on March 1, 2010. Tri-State is scheduled for March 2<sup>nd</sup> & 3<sup>rd</sup>, 2010. Statewide is scheduled for March 4<sup>th</sup> and 5<sup>th</sup>, 2010. KNMX Radio Program on March 22, 2010 at 1:00 p.m. Finance Committee Meeting at 10:00 a.m. and Regular Board Meeting at 12:20 p.m. on Thursday, March 25, 2010. By-law Committee Meeting is scheduled for Monday, March 29, 2010 at 9:00 a.m.
- b. **Las Vegas Optic Article – Letter: The meaning of a ‘co-operative’** – Informational only.

#### **16. Executive Session**

- a. **Hub Thompson – Tri-State**
- b. **Attorney’s Report**
- c. **Personnel**

**Motion to move back into Regular Session was made by Robert Baca and seconded by Elizabeth Leyba. Motion carried unanimously.**

**17. Action on items discussed in Executive Session**

- 1. The General Manager is to send a letter of thanks to Hub Thompson for all his years of service.**
- 2. Motion for Approval of Job Description for Manager of Human Resources, Information Technology, Public Relations, and Special Projects was made by Robert Baca and seconded by Elizabeth Leyba. Motion carried.**

**18. Other Business to come before the Board**

- 19. Adjournment – Motion to adjourn the meeting was made by Daniel Romero and seconded by Mary Lou Roybal. Motion carried unanimously.**

Meeting adjourned at 5:35 P.M.

**ATTEST:**



**Mary Lou Roybal  
Secretary/Treasurer**



**H. Felix Vigil  
Board Chairman**