

MORA-SAN MIGUEL ELECTRIC COOPERATIVE, INC.
BOARD OF TRUSTEES MEETING
HELD ON
JANUARY 28, 2010

The Regular Meeting of the Board of Trustees was held on January 28, 2010. Mr. H. Felix Vigil, Board Chairman, called the meeting to order at 12:35 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
David Maestas, Member

Other Present: Abran H. Romero, General Manager
Debbie H. Alexander, Exc. Administrator

Absent: Lorna Wiggins, Attorney

- 2. Invocation** – The invocation was led by Carlos S. Lovato, Member.
- 3. Pledge of Allegiance** – The Pledge of Allegiance was recited.
- 4. Approval of Agenda** – The Agenda was presented and reviewed.
The following amendment was made to the Agenda: Add – 8 (d) – 2009 Accomplishments. A motion was made by Robert Baca, seconded by Mary Lou Roybal, to accept the Agenda as amended. Motion carried unanimously.
- 5. Recognition of Guests & Input – 5 Minute Member Input Time Limit – 10 Member Limit**

- a. **Michael May – Letter submitted to General Manager and Board of Trustees concerning his employment with MSMEC – Michael May did not show up for the meeting**
- b. **Kelly Fahey-Alcon & Concerned Residents of Canoncito and Mora County and La Acequia Del Canoncito De La Cueva – The following individuals were in attendance with concerns in regards to the double-circuit line from La Cueva to Mora:**
 1. Thomas M. Sanchez
 2. Kathleen Dudley
 3. Thomas Sanchez, Jr.
 4. Debra Alcon
 5. F. Sinclair
 6. Kelly Fahey-Alcon
 7. Jashe Alcon
 8. Max Garcia

All guests except Thomas Sanchez, Jr. spoke to the Board addressing their concerns. Concerns included no public meetings or outreach to the public, health impact, size & complexity of system, compromising the Mora Valley view, ditch and fence lines, and going underground with lines. Kelly Fahey-Alcon read and presented a petition with approximately 200 signatures to Mary Lou Roybal, Secretary, opposing the construction of this double-circuit line.

Chairman Vigil recapped their concerns and informed them that this double-circuit line is not a high voltage line, but a regular distribution line and that the Board will take their concerns into consideration.

6. **Action of Minutes of Regular Meeting held on December 29, 2009**
– The Minutes of December 29, 2009 were presented and reviewed. **Motion to accept the Minutes of December 29, 2009 as presented was made by David Maestas and seconded by Mary Lou Roybal. Motion carried unanimously.**
7. **Approval of New Memberships (Mora 7 – Pecos 15) and Membership Refunds – 33** – The new Memberships and Membership Refunds were presented and reviewed. **Motion to accept the new Memberships and Membership Refunds as**

presented was made by Mary Lou Roybal and seconded by David Maestas. Motion carried unanimously.

8. Manager's Report

- a. Delinquent Report** – Abran H. Romero, General Manager, reported on the Delinquent Report for December 2009. The Mora/Las Vegas area had 600 delinquent accounts totaling \$114,660.23. After collections on January 20th, a total of \$3,454.82 remained unpaid. In the Pecos area there were 691 delinquent accounts totaling \$153,336.17. After collections were completed on January 21st, unpaid accounts totaled \$11,066.26. Chairman Vigil suggested that for next months meeting a list be made available to show which delinquent accounts are general delinquent accounts, medical certificates, or LIHEAP accounts. Also, to have the Billing Department look into other areas that may have funds to help consumers who are really in need of paying their utility bills – like the Samaritan Fund.
- b. Agenda Amplification** – RUS Form 7 was presented as a handout for this meeting because of year-end closings. Carlos Lovato, Member, stated that it is important for RUS Form 7 to be included in the board packets for their review prior to meeting.
- c. Outage Report/Maintenance Log** – The General Manager reported that there had been minimal problems in December. There was an outage on Christmas evening that lasted for about four hours due to a bad step-down transformer. The Maintenance Log was also presented and reviewed.
- d. 2009 Accomplishments** – The General Manager reported on some accomplishments that were completed this past year including replacement of poles, replacement of pad mount transformers and guy wires, and 2300 poles that were tested. There were 149 new services and 28 services retired. Six miles of new overhead lines and 5 miles of underground miles. Right-of-way clearing in the Watrous, Guadalupita and Monte Aplanado was also completed in 2009. Chairman Vigil asked that this information of accomplishments be put in memo form to board members so they can share this information with consumers,

A motion was made by Mary Lou Roybal, seconded by David Maestas, 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 held earlier today. Everything was found to be in order. **A motion was made by Carlos Lovato, seconded by Robert Baca, to approve the following recommendations made by the Finance Committee: 1) \$497,000 remain in the general operating account; 2) \$50 to each of the three donation requests; 3) Annual Blanket Inventory Purchases; and 4) investment interest income placed into principal. Motion carried unanimously.**
- 10. Tri-State Trustee Report** – Robert Baca, Tri-State Trustee, reported on Tri-State's January meeting. Some of the items discussed included the following:
- EPA – Green house gases
 - G & T – stable rating – positive
 - Rolling black-outs
 - Springerville Plant – Tri-State currently owns 49% and not 51% - other 2% ownership will be in December 2010
 - Approval of transmission lines for Cimarron and Kit Carson
 - Nuclear study and analysis
 - Recovery of income back to Tri-State
 - Annual Meeting in Denver in April 2010

Carlos Lovato stated that he believes we should truly begin to look at bringing the hybrid plant to our Coop. It would make us debt free in time.

Board Members agreed to invite Hub Thompson to attend our February meeting.

- 11. NMRECA Trustee Report** – H. Felix Vigil, NMRECA Trustee, reported that they had met in Santa Fe. Some of the items covered included the following:

- Jemez – Resolution approved by board to add coop members at large to medical insurance – Federal law prohibits this at this time
- Cap Program proposed by Environmental Improvement Board to put a cap on green house emissions in NM
- Rule by PRC – Third party developers – not a public utility
- Economic Impact Study – needs to be reconfigured – not useful as is
- Statewide Meeting schedule – February 4th & 5th; March 4th & 5th; April 1st & 2nd; May 3rd & 4th; June – no monthly meeting because of Annual Meeting scheduled for the 1st thru the 4th in Ruidoso; and July 1st & 2nd.

12. On-Going Business

- Letter from La Acequia Del Canoncito De La Cueva** – There was a short discussion on the letter. General Manager Romero indicated that there was a lot of misinformation going around about the double-circuit line.
- Tri-State – Monthly Power Bill** – For information only. Power Bill will be included in the board packets each month.

13. New Business

- Mora Valley Chamber of Commerce** – After some discussion, **a motion to approve the joining of the Mora Valley Chamber of Commerce and for the General Manager to attend their meetings and bring back information to the Board was made by Mary Lou Roybal, seconded by Elizabeth Leyba.** Before a vote was taken, Chairman Vigil recommended that they consider joining the Chamber but that they need more information. The full Board agreed on this. More information will be available by next Board Meeting.
- Tri-State 2010 Approved EEC Program** – For information. What do we have to do to participate? Board would like to approve what Tri-State is willing to reimburse or match. The Finance Committee will consider this as part of their Agenda next month.

14. Correspondence

- a. **Tri-State Member Managers Committee** – For information only.
- b. **Workplace Law & Legal Seminar 2010 – Santa Fe, NM** – After some discussion, a motion was made by **Mary Lou Roybal**, seconded by **Daniel Romero**, to approve the **General Manager to attend the 2010 Workplace Law & Legal Seminar in Santa Fe, NM in July 2010. Motion carried unanimously.**
- c. **List submitted by Jerome Lucero at last month's meeting** – For information only.

Chairman Vigil reported that the By-law Committee had met earlier in the week. The next meeting will be held on February 22, 2010.

Dates for District Meeting and Annual Meeting will be included in next months Agenda.

15. Information

- a. **Calendar of Events** – Tri-State will meet on February 2nd and 3rd. Statewide will meet on February 4th and 5th. Finance Committee Meeting will be held at 10:00 a.m. and Regular Board Meeting at 12:30 p.m. on Thursday, February 25th, 2010. Abran H. Romero, General Manager, informed the Board that he would not be in to work on Friday, February 05, 2010.
- b. **Tri-State Annual Meeting – April 7th & 8th, 2010** – For information only.
- c. **Tri-State Manager's Meeting – April 13th & 14th, 2010** – For information only.

Motion was made by Robert Baca, seconded by Elizabeth Leyba, to move into Executive Session. Motion passed unanimously.

16. Executive Session

- a. **Attorney Report**
- b. **Personnel**

Motion to move out of Executive Session was made by David Maestas, seconded by Daniel Romero. Motion passed unanimously.

17. Action on Items Discussed in Executive Session

- 1. Union Contract – Robert Baca, seconded by Mary Lou Roybal, motioned to accept the Union Contract as corrected per Union. Motion carried unanimously.** General Manager Romero will send information to Attorney Wiggins and Union Representative Cruz so that final document may be signed.
- 2. Approval of Job Description – Manager of Human Resources –** Board would like the General Manager to come back with an up-dated job description and what this position would pay.
- 3. RUS – Larry McGraw –** Chairman Vigil asked the General Manager to get in touch with Mr. McGraw and advise him that MSMEC is working on the following: 1) Alarm System; 2) New door at Pecos Office; 3) Marty Armijo's Promotion; 4) Strong controls; 5) Hiring a supervisor at the Pecos Office; 6) MSMEC is currently sending other employees four times a week to help at the Pecos Office.
- 4. Management Team Compensation – A motion was made by Mary Lou Roybal, seconded by Robert Baca, to approve the \$500 one-time compensation for Management for the period of January 1 through June 30, 2010. Motion carried unanimously.**

18. Other Business to come before the Board

Robert Baca, Member, stated that he has received a lot of calls from consumers concerning the PPA (Purchase Power Adjustment).

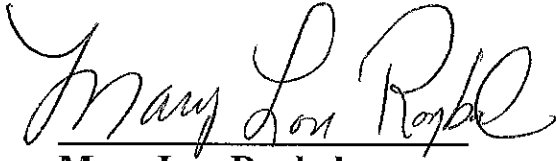
General Manager Romero reported that Cathy Cobb has reported that \$134,000 was unrecovered and was approved by the PRC in January and will now be factored in to the PPA.

There was a short discussion about the radio program that Chairman Vigil and the General Manager Romero were on. They will be on KNMX Radio on the last Monday of every month at 1:00 p.m. to discuss matters of the Coop. There will be some discussion on the PPA during the next radio show. It should also be included in the Enchantment to make consumers aware of what the PPA stands for.

Motion to adjourn the meeting was made by Mary Lou Roybal and seconded by Robert Baca. Motion carried unanimously.

Meeting adjourned at approximately 4:35 p.m.

ATTEST:



Mary Lou Roybal
Secretary/Treasurer



H. Felix Vigil
Board Chairman