

ENMWUA Regular Board Meeting

DATE: Thursday December 21, 2023

LOCATION: Clovis Carver Library, Ingram Room, 701 N. Main Street, Clovis NM, 88101.

1 **1. Call to Order**

2 The meeting was called to order at 3:00 pm

3

4 **2. Roll Call**

5 Roll was called, the following ENMWUA Board Members were in attendance in-person: Chairman Morris,
6 Secretary Bryant, Member Garza, Member Lucero, and Member Carter. Vice-Chair Jackson was absent.
7 ENMWUA Administrator Orlando Ortega and staff as well as ENMWUA Attorney Kameron Barnett, and Jim
8 Honea with Jacobs Engineering. Members of the public that attended: Travis LaGrone, Eric Palla, Wayne Palla,
9 Linda Palla, Elida Mayor Durward Dixon, and Portales City Councilman Eldon Merrick.

10

11 **3. Approval of Agenda**

12 A motion to adopt the agenda was unanimously approved.

Result: Approved by Vote (5-0)

Ayes: 5

Nays: 0

13

14 **4. Approval of Minutes**

15 a) The Board unanimously approved the minutes from the Regular Board Meeting held on Thursday,
16 November 16, 2023, at 3:00 pm at the Texico Community Building, Texico, NM.

Result: Approved by Vote (5-0)

Ayes: 5

Nays: 0

17

18 **5. Public Input**

19 Chairman Morris addressed the public for any comments.

20 Property owner Travis LaGrone, address is in Houston, Texas. However, he advised that he also owns
21 property in Quay County. Mr. LaGrone explained that he received a Just Compensation notice from the
22 Authority in reference to a water pump station being installed on the most productive part of his property,
23 which was the first time he had heard of it. He stated that the Just Compensation Offer was a fraction of
24 what is being paid to the State of New Mexico for the same easements. Mr. LaGrone expressed that he
25 was told by the Authority's staff that by moving the water pump station it was going to save a signification
26 amount of money. He shared that he should be considered as his land is valuable. He shared that there
27 was no communication on how to work things out as it went immediately to eminent domain. Mr. LaGrone
28 suggested a meeting with the ENMWUA in January to try and resolve these issues so that it does not have
29 to go into eminent domain. At this time Eric Palla with Bella Terra, LLC, address is 137 Sandzen, Clovis,
30 NM. He announced that since the beginning of his experience with this water project he and other
31 surrounding landowners in which this pipeline must pass through have been minimized. Eric Palla stated
32 that they have spent countless hours trying to make this project work for them as well as the Water
33 Authority. With that being said, he advised that he has real concerns signing the next phase of this project
34 after the current experience on Finished Water 2. Eric Palla explained that he and his dad have spent an
35 extreme amount of time meeting surveyors, engineers, contractors, subcontractors, fence builders,
36 county, and water authority administrators on multiple issues. From cutting their fences and not re-
37 stretching them, driving on their land and not the easement to discarding asphalt from the highway repair
38 on farmland. Eric Palla expressed that none of these will compare to the Spring when the wind starts to
39 blow when all the scraped easements will blow onto their grass lands. He stated that he feels the Board
40 needs to know the issues being presented as landowners. Eric Palla shared that they have and will
41 continue to cooperate with the Wate Authority however, to this point in time they still do not have a clear
42 contact on who to call with all the many issues. They are unaware of who is directly in charge of the project
43 and who intimately knows what is going on, on a day-to-day basis and who can fix the issues. Therefore,
44 once again he announced that their back is against the wall on an easement agreement, they have
45 negotiated that they either sign today, or as they were informed lose all negotiated items due to the
46 eminent domain. He described that he feels it is important for the Board Members to know their concerns
47 and be heard. He shared that they look forward to the completion of this project. Wayne Palla with Bella
48 Terra, LLC then spoke on issues he has had with the project which include, fencing. He advised that the
49 contractors started cutting his perimeter fencing with no brace or anything to hold the wire. He stated
50 that he spent about three hours every morning with the fence crew showing them how to build the fence
51 suitable so that it would not sag or get loose. Wanye Palla informed the Board Members that after all the
52 fencing problems he spoke with ENMWUA Attorney Kameron Barnett about putting language into the
53 easement agreements that stated that anytime an existing fence is cut, braces need to be put on each of
54 the sides to hold the balance of the fence. He expressed that another real concern for this property is the
55 water lines. He shared that the main water source storage tank and well is on the very south end of this
56 property and he is unsure where these water lines are located. He explained that these water lines supply
57 the entire ranch and if a line is cut, he would like some reassurance that the minute it is cut the contractors

58 immediately repair the line with a four-inch sleeve over the pipeline. He stated that if that water supply
59 gets drained it will take the ranch four days to get caught back up, and in the meantime 1500 or 2000
60 head of cattle will be left without water. If the water lines are cut his expectations are for the contractors
61 to haul water to the cattle. Wayne Palla described that he does not want the field dirt from the vaults
62 being spread out onto the easement and then covered with topsoil. He expressed that when you start to
63 dig deep enough chances are you're going to get into a lot of hard rock, and he does not want that
64 scattered up on top. Wayne Palla reported that on Hwy 288 where the contractors were crossing the
65 highway, they were driving inside his property to access the easement area. He advised that after the
66 contractors repaired the roadway the extra black top, they had left was spread out over his farm ground.
67 Administrator Ortega addressed Wayne Palla and stated that he did agree with most everything that he
68 had to say that things can be better, and the Authority certainly wants to make them better. He informed
69 Mr. Palla that direct communication needs to take place between the Authority's Administrator and
70 himself. ENMWUA Attorney Kameron Barnett reported that he has been negotiating with Wayne Palla's
71 Attorney Kurt Sommers for months and has revised language within the easement agreements
72 themselves. Mr. Barnett explained to Wayne that some of the things that have been addressed today are
73 not beneficial to him to have on the agreements. He advised Wayne that the way the easements read now
74 is very expansive and says any problems, anything we create, any disruptions that occur, the Authority is
75 responsible. He explained that if you limit it to specific things that can create an ambiguity as to whether
76 it's expansive over everything or it's limited. Attorney Kameron Barnett stated that he was under the
77 understanding after speaking with Mr. Palla's Attorney Kurt Sommers that he was in agreement as well.
78 It was clearly stated that Wayne Palla as well as Eric Palla may contact Administrator Ortega or ENMWUA
79 Attorney Kameron Barnett with questions or concerns that may arise in the future. Property owner
80 Vincent DeMaio then spoke and informed the Board Members that last week sometime the contractors
81 cut an electric line out on his property. He stated it was five days later when the contractor contacted him
82 and advised him that the line had been cut. Mr. DeMaio also advised that the fencing that was built along
83 Curry Road S is all completely on the ground and there's a section where there's a 10-foot ditch inside.
84 Mr. Ortega reported that the temporary construction fence was addressed with the contractors at the
85 construction meeting. He shared that the contractor and the fencing crew were going to go out and
86 inspect all the fencing to make sure it is safe and secure. No other public comments were made.

87

88

89 **6. Monthly Financials**

90 a) Approval of Monthly Financials for the Month Ending November 30, 2023. - Ortega

91 Mr. Ortega reported total revenues for the month ending November 30, 2023, were in the amount of
92 \$9,006,929.45. Of that amount the Authority received revenue from State Funds and Federal Funds for a
93 total of \$8,851,858.59 those included disbursement requests for SAP funds for Task Orders with Jacobs
94 Engineering for project activities. The Authority also received member contribution from the City of Texico
95 for fiscal 2024 in the amount of \$43,119.00. Interest earned for the month of November was \$1,325.06,
96 expenditures reported for the month of November 2023 was \$5,414,641.31. Bank account balances
97 reported as of November 30, 2023, were as follows: ENMWUA business checking account had a balance

98 of \$167,859.75, ENMWUA Money Market account had a balance of \$2,091,886.26, Capital Construction
99 account had a balance of \$3,747,821.28, Restricted ENMRWS Infrastructure had a balance of \$200,000.00,
100 Restricted – Contribution to Debt Service had a Balance of \$936,614.01, ENMWUA CD (1-year term) had
101 a balance of \$2,596,239.94, and the ENMWUA CD (6-month term) had a balance of \$1,500,000.00.
102 Reported as of December 21, 2023, ENMWUA business checking account had a current balance of
103 \$129,346.25, Money Market account balance sits at \$3,228,500.27, Capital Construction account has a
104 current balance of \$19,701.95, ENMWUA CD (1-year term) had a balance of \$2,596,239.94, and ENMWUA
105 CD (6-month term) had a balance of \$1,500,000.00. The total balance of all Authority accounts as of
106 December 21, 2023, was reported at \$7,473,788.41. A motion was made for approval of the monthly
107 financials, and a roll call vote took place.

Result:	Approved by Vote (5-0)
Motion:	
Bryant	
Second:	
Lucero	
Ayes: 5	
Nays: 0	

108
109 b) Approval of Monthly Bank Transfer Request from Money Market Account #7111 to Business Checking
110 Account #7101. – Ortega

111 Mr. Ortega informed the Board Members at this time the Authority is requesting a monthly transfer in the
112 amount of \$55,000.00.

113 A motion was made for approval, and a roll call vote took place.

114

Result:	Approved by Vote (5-0)
Motion:	
Garza	
Second:	
Bryant	
Ayes: 5	
Nays: 0	

115
116
117 **7. New Business Items**

118 a) Request for Approval of Resolution 2023-17 Approving the Execution and Delivery of a Water Project
119 Fund Loan/Grant Agreement (WPF-5952) by and between the New Mexico Finance Authority and the
120 ENMWUA. – Ortega, Bowens, Barnett

121 Mr. Ortega explained before you is a resolution and Loan/Grant agreement for the closing of WTB WPF-
122 5952 award in the amount of \$13,900,000.00. 10% of the total is in loan to the ENMWUA in the amount
123 of \$1,390,000.00 and 90% grant in the amount of \$12,510,000.00. Mr. Ortega stated the ENMWUA
124 submitted this WTB application on November 16, 2022, and an award was announced June 8, 2023. The
125 ENMWUA submitted all necessary "Readiness Items" and "Readiness to Proceed" items as requested by
126 the WTB and NMFA. This funding is earmarked and budgeted for RW1 pipeline construction. As part of
127 the execution of this Loan/Grant Agreement, each of the ENMWUA member communities have adopted
128 a resolution supporting their share/or allocation of the loan. As part of the execution of this Loan/Grant
129 Agreement, the NMFA have each member community also sign and attest to the agreement. A signature
130 page for each member is included in the agreement. Mr. Ortega informed the Board Members that the
131 adoption of the resolution before you today will allow the Chairman and Secretary to sign the Loan/Grant
132 Agreement. The ENMWUA's Attorney Kameron Barnett will also have some documents to sign. The
133 Loan/Grant Agreement has been reviewed by your Administrator, Grants Manager, Ms. Bowens, and
134 ENMWUA Attorney, Mr. Barnett. Mr. Ortega then asked Ms. Bowens to provide further comments. Ms.
135 Bowens advised Water Trust Board WPF-5952 is in the amount of \$13,900,000. The required non-state
136 match is \$2,780,000.00. Match will be met using Federal funding through USBR Grant Agreement
137 R22AC00674. The proposed Grant closure date will be February 2, 2024. Interim Period will be 24 months
138 (2 years). Project description is as follows: Construction of portions of the Eastern New Mexico Rural Water
139 System, including but not limited to the construction of the Raw Water Conveyance projects for sections
140 1, 2, and 3; the Texico Lateral; the Caprock area Storage Facilities and booster pump stations and shall
141 include such other related work and revisions necessary to complete the project. Reporting is on a
142 quarterly basis, and the spend down requirement is 24 months. ENMWUA Attorney Kameron Barnett
143 stated that he has reviewed the resolution for WPF-5952 and did not see any issues or concerns.
144 A motion was made for approval, and a roll call vote took place.
145

Result:	Approved by Vote (5-0)
Motion:	
Garza	
Second:	
Lucero	
Ayes: 5	
Nays: 0	

146
147
148
149
150
151
152
153
154
155
156
157

f) Request for Approval of Easement Agreements with Bella Terra, LLC, a New Mexico Limited Liability Company and the ENMWUA for RW3 Pipeline Phase. – Ortega Parcel No. 1 202 028 264 264 00 (Parcel RW3-BE)

Chairman Morris stated that at this time the Authority does not have a signed easement agreement for this parcel. He shared that during public comment Mr. Palla expressed his concerns and needs which notes have been made. Chairman Morris addressed property owner Mr. Wayne Palla and asked how he would like to move forward from here. Eric Palla expressed that Bella Terra, LLC would like to see language put into the easement agreements on the concerns and discussion that were raised during public comments. Eric Palla stated that he appreciates the discussion and open dialogue on this situation as it has been very helpful. Chairman Morris asked ENMWUA Kameron Barnett to explain how all the notes, concerns, and

158 discussions spoke about today will be implemented in the easement agreements. Mr. Barnett advised that
159 all concerns and specifications would either go in the bid contract for the contractors to see and abide by.
160 Or the alternative would be to draw up an ancillary agreement to the easement that states in
161 consideration for signing the easement, the Authority will make sure that these items are listed.
162 Administrator Ortega informed property owner Wayne Palla that the Authority has in the past added
163 special language to the bid specifications on requests from property owners. He stated that anytime there
164 is a request from a property owner the Authority certainly takes it into consideration and will make the
165 right accommodations necessary. Mr. Ortega recommended to the Board members that this item be
166 tabled for today until an agreement can be made by Mr. Barnett stating all the specifications that were
167 requested by Mr. Palla.

168 A motion was made to table items F and G, and a roll call vote took place.
169

Result:	Approved by Vote (5-0)
Motion:	
Bryant	
Second:	
Garza	
Ayes: 5	
Nays: 0	

170
171 g) Request for Approval of Easement Agreements with Bella Terra, LLC, a New Mexico Limited Liability
172 Company and the ENMWUA for RW3 Pipeline Phase. – Ortega
173 Parcel No. 1 203 033 254 198 00 (Parcel RW3-AT)
174 Parcel No. 1 203 032 264 264 00 (Parcel RW3-AV)
175 Parcel No. 1 203 031 264 264 00 (Parcel RW3-AX)
176 Parcel No. 1 203 030 264 264 00 (Parcel RW3-AZ)
177 Parcel No. 1 203 029 264 264 00 (Parcel RW3-BB)
178 Parcel No. 1 202 029 264 264 00 (Parcel RW3-BC)

179 Chairman Morris stated that at this time the Authority does not have a signed easement agreement for
180 this parcel. He shared that during public comment Mr. Palla expressed his concerns and needs which notes
181 have been made. Chairman Morris addressed property owner Mr. Wayne Palla and asked how he would
182 like to move forward from here. Eric Palla expressed that Bella Terra, LLC would like to see language put
183 into the easement agreements on the concerns and discussion that were raised during public comments.
184 Eric Palla stated that he appreciates the discussion and open dialogue on this situation as it has been very
185 helpful. Chairman Morris asked ENMWUA Kameron Barnett to explain how all the notes, concerns, and
186 discussions spoke about today will be implemented in the easement agreements. Mr. Barnett advised that
187 all concerns and specifications would either go in the bid contract for the contractors to see and abide by.
188 Or the alternative would be to draw up an ancillary agreement to the easement that states in
189 consideration for signing the easement, the Authority will make sure that these items are listed.
190 Administrator Ortega informed property owner Wayne Palla that the Authority has in the past added
191 special language to the bid specifications on requests from property owners. He stated that anytime there
192 is a request from a property owner the Authority certainly takes it into consideration and will make the
193 right accommodations necessary. Mr. Ortega recommended to the Board members that this item be

194 tabled for today until an agreement can be made by Mr. Barnett stating all the specifications that were
195 requested by Mr. Palla.
196 A motion was made to table items F and G, and a roll call vote took place.
197

Result:	Approved by Vote (5-0)
Motion:	
Bryant	
Second:	
Garza	
Ayes: 5	
Nays: 0	

198
199 h) Request for Approval of Easement Agreements with Travis LaGrone and the ENMWUA for RW3 Pipeline
200 Phase. – Ortega
201 Parcel No. 1 201 048 132 264 00 (Parcel RW3-G)
202 Parcel No. 1 200 049 264 264 00 (Parcel RW3-D)
203 Chairman Morris shared that during public comments property owner Mr. Travis LaGrone expressed his
204 desire to have direct sit-down conversation about these easement agreements as well as the location of
205 the storage tank. Chairman Morris asked the Board Members what action they would like to take on these
206 items. Member Lucero moved to table items H and I.
207 A motion was made to table items H and I, and a roll call vote took place.
208

Result:	Approved by Vote (5-0)
Motion:	
Lucero	
Second:	
Carter	
Ayes: 5	
Nays: 0	

209
210 i) Request for Approval of the Purchase of Real Estate from Travis LaGrone to the ENMWUA for the Use
211 of Eastern New Mexico Rural Water System Facilities. – Ortega
212 Replat of a Portion of Section 32
213 Township 9 North, Range 34 East of the New Mexico Principal Meridian
214 Quay County, State of New Mexico
215 Tract 1
216 Approximately 10.313 Acres
217 Chairman Morris shared that during public comments property owner Mr. Travis LaGrone expressed his
218 desire to have direct sit-down conversation about these easement agreements as well as the location of
219 the storage tank. Chairman Morris asked the Board Members what action they would like to take on these
220 items. Member Lucero moved to table items H and I.

221 A motion was made to table items H and I, and a roll call vote took place.
222

Result:	Approved by Vote (5-0)
Motion:	
Lucero	
Second:	
Carter	
Ayes: 5	
Nays: 0	

223
224 b) Recommendation/Action for Approval of Annual Contract with Thompson Consulting, LLC. – Ortega
225 Mr. Ortega advised this contract is with Thompson Consulting, LLC, involving consulting services and
226 legislative support for the ENMWUA. This contract has been renewed annually and begins on January 1st
227 of the calendar year. The contract has been reviewed by the ENMWUA Administrator, Chief Procurement
228 Officer Jacquelynn Bowens, the Finance Committee, and Thompson Consulting, LLC. Mr. Ortega stated
229 that one request from the Board is that Thompson Consulting attend Board meetings in person at a
230 minimum on a quarterly basis. He informed the Board members that Mr. Thompson was present via teams
231 if anyone has any questions. Chairman Morris addressed Mr. Thompson and asked if he has reviewed the
232 contract and if so, how does he feel about it. Mr. Thompson expressed that he has reviewed the contract
233 and would be pleased to renew with the ENMWUA with the additional encouragement to attend quarterly
234 meetings.
235 A motion was made for the approval of the annual contract with Thompson Consulting, LLC, and a roll call
236 vote took place.
237

Result:	Approved by Vote (5-0)
Motion:	
Bryant	
Second:	
Garza	
Ayes: 5	
Nays: 0	

238
239 c) Recommendation/Action for Approval of Annual Contract with Capitol Consultants, LLC. – Ortega
240 Mr. Ortega stated this contract is with Capitol Consultants, LLC, involving consulting services and federal
241 and congressional support for the ENMWUA. This contract has been renewed annually and begins on
242 January 1st of the calendar year. Mr. Ortega explained that the contract has been reviewed by the
243 ENMWUA Administrator, Chief Procurement Officer Jacquelynn Bowens, the Finance Committee, and
244 Capitol Consultants, LLC. Mr. Ortega stated that one request from the Board is that Capitol Consultants,
245 LLC attend Board meetings in person at a minimum on a quarterly basis. He informed the Board members
246 that Mr. Ryan was present via teams if anyone has any questions. Mr. Ryan stated that it has been a

247 pleasure to work on this project for 15 years. He advised that he would be happy to help the ENMUWA
248 complete this project and continue his contract.
249 A motion was made for the approval of the annual contract with Capitol Consultants, LLC, and a roll call
250 vote took place.
251

Result: Approved by Vote (5-0)
Motion:
Garza
Second:
Bryant
Ayes: 5
Nays: 0

252
253 d) Annual Review and Recommendation for Adoption of Resolution 2023-18 Per Diem Rates for the Travel
254 of Public Employees and Public Officials of the ENMWUA. – Ortega
255 Chairman Morris advised to the Board members that the Finance Committee did review this item and
256 recommended it for approval today. He explained that it is very straightforward and just mirrors the States
257 Rates.
258 A motion was made for approval, and a roll call vote took place.
259

Result: Approved by Vote (5-0)
Motion:
Garza
Second:
Lucero
Ayes: 5
Nays: 0

260
261 e) Annual Review and Recommendation for Adoption of Vacation/Paid Time Off (PTO) Policy. – Ortega
262 Mr. Ortega explained this policy is regarding paid vacation for ENMWUA employees and was amended
263 last year to allow staff to carry over a certain number of hours to the next year. Chairman Morris shared
264 to the Board members that the Finance Committee did review tie item and recommended it for approval
265 today.
266 A motion was made for approval, and a roll call vote took place.
267

Result: Approved by Vote (5-0)
Motion:
Bryant
Second:
Garza

Ayes: 5

Nays: 0

268

269 8. Unfinished Business – N/A

270

271 9. Reports from Board Members and Staff

272

273 a) State Activities – Thompson

274 Mr. Thompson explained he had two things for the Authority to consider. The first, being a
275 recommendation that the Authority officially submit a \$15 million dollar Capital Outlay request and upload
276 it into the system so that there is funding in place during the Session. The second is that the ENMWUA
277 hold their January Board Meeting in Santa Fe, NM sometime during the Legislative Session, preferably in
278 the first week or so.

279

280 b) Federal Activities – Ryan

281 Mr. Ryan stated Washinton is currently in a holding pattern due to the fact that Congress has not passed
282 any Appropriation Bills and specifically the Energy and Water Appropriation Bill. Mr. Ryan explained that
283 January 19, 2024, is the continuing resolution that will expire for several appropriations and one of those
284 that needs to be approved by January 19, 2024, is the Energy of Water Appropriation Bill.

285

286 c) Project Development Activities – Jacobs, Jim Honea

287 FW1 – Mr. Honea advised pipe installation is 20% complete. Clearing and Grubbing is 59% complete.
288 Orange temporary fencing is 55% complete. Pressure reducing vault walls and floors of air release and
289 blowoffs are currently in progress. Fiber optic conduit installation is 10% complete.

290 RW3 – Mr. Honea stated bid documents have been delivered and are currently preparing for pre-bid
291 meeting.

292 FW3B – Mr. Honea reported submittals and request for information process is ongoing.

293 Texico Lateral – Mr. Honea shared the design is on hold. Appraisals/review appraisals are complete.

294 RW1/RW2 – Mr. Honea reported RW1A, quality control review of alignment and easements. RW1B, the
295 design team is progressing 60% design. RW2, the design team is progressing 60% design.

296 Elida Lateral – Mr. Honea shared the design team is progressing 60% design.

297 Pump Stations/Tanks – Mr. Honea explained the design team is progressing 60% design.

298 Water Treatment Plant – Mr. Honea stated Jacobs is revising alternatives tech memo based on USBR
299 comments.

300

301 d) Ute Reservoir USGS Report – Marez

302 Currently the Ute Reservoir Storage in ac/ft as of November 21, 2023, the Reservoir was at 163,800 ac/ft
303 and as of today December 21, 2023, was reported at 162,800 ac/ft for a loss of 1,000 ac/ft. The Ute
304 Reservoir Water Surface Elevation in ac/ft as of November 21, 2023, was reported at 3,782.30 ft and as of
305 today December 21, 2023, was reported at 3,782.13 ft for a loss of 2.04 inches.

306

307 e) Report from the Chair – Morris

308 Chairman Morris announced to the Board Members that during the Finance Committee Meeting held
309 December 20, 2023, it was decided to move forward with the pilot plant design for the Water Treatment

310 Facility. He stated moving forward it has now been about six weeks ago that the Authority and its Board
311 met with the leaders of Texico, and we're asked to put Texico Lateral on hold. He shared that perhaps a
312 follow-up with Texico is appropriate.

313

314 f) Report from the Administrator – Ortega

315 Mr. Ortega reported that the Authority has completed its annual audit that also included a Federal single
316 audit and had a very positive response. He advised the ENMWUA is also working on closing out the Water
317 Trust Board WPF-5952. Mr. Ortega thanked all property owners for attending the ENMWUA Board
318 meeting and shared that his hopes are to be able to work together and be able to satisfy everyone
319 involved.

320

321 **10. Future Agenda Items**

322 a) Next Regular Meeting, Date, Time, and Location: Tuesday, January 30, 2024, at 10:00 am at the New Mexico
323 Municipal League, 1229 Paseo De Peralta, Sanat Fe NM, 87501.

324 **11. Public Input N/A**

325

326 **12. For the Good of the Order N/A**

327

328 **Executive Session**

329

330 Motion: to move into executive session to discuss acquisition of real estate 10-15-1 H (8), NMSA 1978 of
331 the New Mexico Open Meetings Act and attorney-client privilege pertaining to threatened or pending
332 litigation in which the public body is or may become a participant 10-15-1 H (7), NMSA 1978 of the New
333 Mexico Open Meetings Act.

334

Result:	Approved by Vote (5-0)
Motion:	
Carter	
Second:	
Ayes: 5	
Nays: 0	

335

336 Motion: to move back into open session, noting that nothing was discussed other than acquisition of
337 real estate and attorney-client privilege pertaining to threatened or pending litigation in which the
338 public body is or may become a participant in accordance with Section 10-15-1 (H)(2), NMSA 1978 of the
339 New Mexico Open Meetings Act and no final action on personnel was taken.

340

341

Result: Approved by Vote (5-0)

Motion:
Bryant

Second:
Lucero

Ayes: 5

Nays: 0

342

343 **13. Adjournment**

344 Meeting adjourned officially at 5:06 pm

345

X



346

Michael A. Morris

347

Chairman

X



Chris Bryant

Secretary