



Doña Ana Mutual Domestic Water Consumers Association
Mailing Address: P.O. Box 866 • Doña Ana, NM • 88032
Physical Address: 5535 Ledesma Dr • Las Cruces, NM 88007
(575) 526-3491 Office • (575) 526-9306 Fax

The following are the minutes of the Regular Meeting of the Doña Ana Mutual Domestic Water Consumers Association Board of Directors, July 16, 2020 convened at 9:01 a.m. in the Doña Ana Mutual Domestic Water Consumers Association Board Room located at 5535 Ledesma Dr., Las Cruces, NM 88007:

Call to Order & Roll Call

President Melton called the meeting to order at 9:01 a.m. and called roll:

Vice President – Jamie Stull, Excused Absence

Secretary/Treasurer – Kurt Anderson, Present (Telephonically)

Board Member – Paul Maxwell, Present (Telephonically)

A Quorum was declared

Others in Attendance:

Legal Counsel- Josh Smith

Executive Director- Jennifer Horton

Approval of Agenda

Dr. Maxwell moved to approve the agenda as presented; the motion was seconded by Dr. Anderson. There was no discussion, and the motion passed unanimously by roll call vote.

Minutes

Dr. Anderson moved to approve the Regular Board Meeting Minutes of July 2, 2020 as presented; Dr. Maxwell seconded, and discussion ensued. Dr. Anderson moved to approve the notes as amended, Dr. Maxwell seconded, there was no further discussion, and the motion passed unanimously by roll call vote.

Approval of New Members & New Meters

Dr. Maxwell moved approval the New Members and New Meters as presented; Dr. Anderson seconded; discussion provided the following information:

New Members – 15

New Meters – 32

Existing Members – 17

New Connections – 18

A roll call vote was taken, motion passed unanimously.

Customer Issues and Public Input

None

Board President Report

President Melton discussed cutting over the new wells in Radium Springs and the issues and concerns members had with the scheduled outages.

Staff Reports

Ms. Horton had further discussion on the Radium Springs issues and concerns. She stated working with contractors / outside vendors does not give the flexibility to select preferred times to avoid such issues. She reported issues were resolved. Ms. Horton did advise there will be a few more scheduled outages to come.

Ms. Horton reported Well 10 and Well 9 will be cut over soon and the SCADA system will be the only remaining upgrade in Radium Springs.

Ms. Horton shared Well 11 is operational and SCADA is working on the settings.

Ms. Horton reported Well 7 is close to pulling samples and is moving along.

Ms. Horton discussed Southeast Collection. She stated it is progressing rapidly and the contractor has provided change order pricing to the Association.

Ms. Horton stated the Wastewater Treatment Plant is progressing. She reported the project should be completed by mid-November.

Ms. Horton stated the Association has accepted the Rancho Del Gallo system and are waiting on the first connection for the system to go active.

Ms. Horton reported Casa De Oro's contract will be signed once all exhibits are complete.

Ms. Horton stated she has authorized construction to begin in Legends West Phase 3A. She reported Phase 2C and Elks View Estates is actively moving.

Ms. Horton reviewed the June Billing Summary. She reported the Association billed for \$360,974 in water and \$59,517 in wastewater. She further stated there are 5,795 active accounts and reported 4,673 members.

Ms. Horton stated the Monthly Penalties Report reflects \$7,277 for June and stated it is trending up as result of the inability to do disconnections during this time.

Ms. Horton stated the Monthly Disconnections reflect zero as we have not disconnected service in the past several months as result of COVID-19.

Ms. Horton requested a Special Board Meeting to approve the 4th Quarter Report and the Annual Budget.

Ms. Horton had discussion on COVID-19, Emergency Provisions and potential upcoming issues. A modification to the current staff schedules was discussed and no new provisions were added.

New Business

None

Unfinished Business

Dr. Anderson moved the Approval of Contract Package 6323822- Radium Springs, Souder, Miller & Associates as presented; the motion was seconded by Dr. Maxwell. The Chair called for discussion of the motion. Discussion was made by Ms. Horton. Ms. Horton stated the contract is for \$16,253 (without gross receipt tax) for an additional 119 calendar days for construction time. There was no further discussion and the motion passed unanimously by roll call vote.

Dr. Maxwell moved the Approval of Contract Package 6326344- Phase 3 SE Collection, Souder, Miller & Associates as presented; the motion was seconded by Dr. Anderson. The Chair called for discussion of the motion. Discussion was made by

Ms. Horton. Ms. Horton stated the contract is for \$106,831.65 (gross receipt tax included) for an additional 120 calendar days. There was no further discussion and the motion passed unanimously by roll call vote.

Dr. Anderson moved the Approval of Contract Package 6324321- Wastewater Treatment Plant, Souder, Miller & Associates as presented; the motion was seconded by Dr. Maxwell. The Chair called for discussion of the motion. Discussion was made by Ms. Horton. Ms. Horton stated the contract amendment is for \$18,382.80 (including gross receipt tax) for an additional 99 calendar days for an extension of construction time due to change orders that were issued. There was no further discussion and the motion passed unanimously by roll call vote.

Closed Session

Dr. Anderson moved to enter Closed Session as authorized by the Open Meetings Act, New Mexico Statutes Annotated, Section 10-15-1, Subsections H (7) and H (8), the following portion of the Board Meeting will be conducted in closed session: (1) Litigation and Threatened Litigation- (1a) Combine and Comingle Application, (1b) Well 7 Permit, (1c) Westmoreland Case, (1d) Moongate Case and (2) Real Property and Water Right Acquisition- (2a) Mobile Home Park as presented; the motion was seconded by Dr. Maxwell. A roll call vote was taken with results as follows:

Dr. Anderson- Yes

Dr. Maxwell- Yes

President Melton- No

Motion Passed, 2 – Yes, 1 – No

at 10:07 a.m. the Board of Directors went into Closed Session.

Dr. Maxwell moved to exit Closed Session and enter back into Open Session; the motion was seconded by Dr. Anderson, a roll call vote was taken, motion carried unanimously, and the Board of Directors went back into Open Session at 10:29 a.m.

President Melton stated:

In accordance with the Open Meetings Act, New Mexico Statutes Annotated, Section 10-15-1, Subsections H (7) and H (8): : (1) Litigation and Threatened Litigation- (1a) Combine and Comingle Application, (1b) Well 7 Permit, (1c) Westmoreland Case, (1d) Moongate Case and (2) Real Property and Water Right Acquisition- (2a) Mobile Home Park require no action necessary in Open Session with regard to the matters discussed.

Open Discussion

Dr. Anderson inquired about any new information on the return flow with the city and the Jornada property. There was no new information.

Dr. Maxwell discussed Picacho Hills Country Club and its issues/concerns for the golf course. He was advised a meeting has been rescheduled.

Adjournment

Dr. Maxwell motioned to adjourn at 10:35 a.m., with a second from Dr. Anderson. The motion passed unanimously.


Kurt Anderson

Secretary/ Treasurer

9/3/20
Date