

**MINUTES OF
TWSB BOARD OF DIRECTORS
SPECIAL SESSION
AUGUST 17th, 2010 AT 6:00PM**

Present for the meeting were Chairman Burt Rubinowitz, Treasurer Arden Schug and General Manager Dr. Martin Moore. Present telephonically were Virgil Beagles and Joe Mainello.

Approval of Agenda

Motion: Arden Schug. "Approve the agenda".

Second: Joe Mainello.

Discussion: None.

Vote: Unanimously approved.

Agenda

Old Business:

1. Status Report on Reconsideration/Appeal of CV-2005-329

Intro: Dr. Moore said the receiver has informed our law firm that he is the point of contact for this case. He is aware of the August 23rd deadline but we have received no feedback from him so we have no idea where he stands in relation to this matter. Arden Schug asked if it was the Cassel law firm handling the appeal and Dr. Moore said it was and we have no feedback from them either. Arden Schug said we passed a motion in February for reconsideration and they were waiting for the results in writing, which they received a week or two ago, and we still have to file an appeal by the 23rd to which Dr. Moore agreed. Chairman Rubinowitz said he had spoken to and emailed the receiver and received no response so he doesn't know what he intends to do. Dr. Moore said he had received communication from the Sander's law firm saying they were no longer representing the district, the receiver was. Responding to Joe Mainello's question, Dr. Moore said the judge had said the receiver should get with the Sander's law firm about this case. Chairman Rubinowitz said there was a hearing on Monday morning and maybe we can get clarification at that time. Arden Schug attempted to make a motion to approve the appeal and Chairman Rubinowitz said the agenda item as stated did not allow for this motion as it was for just a report. Virgil Beagles said that if the board members wanted to reach into your pockets and put up the money you could do it that way. Joe Mainello asked if Chairman Rubinowitz had informed the receiver of the importance of the deadline to which the Chairman replied he had informed the receiver of the financial impact this would have on the district.

Motion: None.

Second: None.

Discussion: None.

Vote: None.

2. Renewal or Extension of General Managers Contract

Intro: This item was moved to after the executive session. After further discussion this item was moved to Saturday's agenda.

Motion: None.

Second: None.

Discussion: None.

Vote: None.

New Business:

3. Set Agenda for Aug. 21 Saturday Regular Meeting

Motion: The following items were requested to be on the agenda:

Arden Schug: 1. Report from Mr. Beagles on his meeting with the State Engineers on getting the ok on the filter system and the collection system.

2. How the receiver will be paid.

3. Status report on contract with Hubert Quintana.

Virgil Beagles: 1. Discuss Wauson and McCall.

2. Renewal or Extension of the General Manager's contract.

3. Septic Tank, Sewer Lines and Porta-Potties for DTI.

4. Report on Letter to State Agencies.

5. Cloutier Beagles vs. Gentry Bills and Status.

6. Attorney Bills Coll and Worley Status.
7. DTI Bills Up to Date and Lease Agreement.
8. Bank Statements for All Accounts.
9. Accounts Payable.
10. All Checks Paid to Dr. Moore in the Last 12 Months.
11. Letter to Accounting Associates.
12. Letter(s) to Manuel Lujan Agency on Attorney Bills.
13. Status of Sub-Grant FEMA Work Extension.
14. Status of Aggregate and Gravel Permits from BLM.
15. Status on Letter to State Agencies Concerning TWSD Financial Conditions.
16. Report on Monies Due to Capital Outlay and Grant Projects.
17. Checks for Expenses and per Diem Paid to Any and All Board Members.

Joe Mainello: 1. Reconsideration/Appeal of CV-2005-329

Discussion: Larry Hanson asked if the water rate adjustment would be discussed. Chairman Rubinowitz said that the rate adjustment was in the hands of the court system and the receiver at this time.

6:33pm Motion with out Objection: Chairman Rubinowitz moved the meeting into executive session:

6:56pm Motion with out Objection: Chairman Rubinowitz announced the meeting was out of executive session and no other items had been discussed during the executive session accept the General Managers Performance Review.

Motion: Arden Schug. "Adjourn the meeting"

Second: Joe Mainello.

Vote: Unanimously approved.

Executive Session: General Managers Performance Review.

Unscheduled Citizens Communications: None.

Minutes submitted by Secretary Charlie Ross _____
Date

Approved by Chairman Arden Schug _____
Date

Posted: