

MINUTES OF THE JULY 3, 2016 1:00 PM SPECIAL MEETING
OF THE TWSD BOARD OF DIRECTORS

Attending the meeting were Chairman Joseph Mainello, Director Arden Schug, Director Edward "Mike" Bovey and Director Hatfield. There being a quorum present, the meeting was called to order by Chairman Mainello at 1:00 pm.

Saluting of the flags was accomplished.

Approval of the Agenda. Director Bovey moved to approve the agenda and Director Hatfield seconded. Directors Schug, Bovey, and Hatfield voted aye and the agenda was approved.

Approval of the June 16, 2016 Regular Meeting Minutes. Director Bovey moved to approve the minutes as written and dispense with the reading. Director Hatfield seconded. There being no discussion, Chairman Mainello called for a vote. Directors Schug, Bovey, and Hatfield voted aye and the minutes were approved.

Discuss/Approve bid recommendation. The GM passed out bid paperwork for the board to review. He explained that the winning bid was disqualified and a protest has been filed. The second lowest bidder is General Hydronics based in Alamogordo. There was much discussion. Director Bovey moved to accept recommendation from Engineers, Inc. for the base bid plus alternatives one and two from General Hydronics. Director Hatfield seconded.

Director Schug requested some time to read over the documents. Chairman Mainello called for a ten minute recess.

There was more discussion. Chairman Mainello called for a vote. Chairman Mainello, Directors Schug, Bovey, and Hatfield voted aye and the motion passed.

Discuss/Approve State of New Mexico having authority over fishing lakes/ponds. The GM briefed the board on his meeting with Game and Fish. He stated that it would take 30 to 90 days to get the aerators and stocking in place. There was some discussion. Director Bovey moved to approve turning fishing lakes/ponds over to New Mexico Game and Fish. Director Hatfield seconded. Chairman Mainello called for a vote. Directors Schug, Bovey, and Hatfield voted aye and the motion passed.

Discuss/Approve hiring an additional attorney. Chairman Mainello explained his discussion with the current attorney who recommended hiring an additional attorney for collections. Kevin Lockhart is an attorney in Cloudcroft and is available. There was some discussion concerning past due fees and the savings in travel time. Director Bovey moved to go into contract with Kevin Lockhart to address past due fees. Director Hatfield seconded. Chairman Mainello called for a vote. Directors Schug, Bovey, and Hatfield voted aye and the motion passed.

Director Bovey moved to get into Executive Session to discuss legal issues. Director Hatfield seconded. Chairman Mainello called for a rolling vote. Director Hatfield voted aye. Director Bovey voted aye. Director Schug voted aye. Chairman Mainello voted aye.

The board went into closed session at approximately 2:00 pm.

Director Bovey moved to come out of closed session at approximately 2:40 pm. Director Hatfield seconded. Chairman Mainello called for a rolling vote. Director Hatfield voted aye. Director Bovey voted aye. Director Schug voted aye. Chairman Mainello voted aye.

Chairman Mainello stated that no decisions were made in the closed session and the only discussion was concerning legal matters.

Director Bovey moved to proceed with the recommendation from attorney Daniel James regarding the two lawsuits in litigation with the proviso that the Board of Directors has coordination and final approval authority. Director Schug seconded. Chairman Mainello called for a vote. Chairman Mainello, Directors Schug, Bovey, and Hatfield voted aye and the motion passed.

Director Bovey moved to adjourn the meeting and Director Hatfield seconded. Directors Schug, Bovey, and Hatfield voted aye and the meeting was adjourned.

Minutes Approved 4:00 pm July 3, 2016:

Secretary Linda Martin _____

Chairman Joseph Mainello _____