

MORA-SAN MIGUEL ELECTRIC COOPERATIVE, INC.
BOARD OF TRUSTEES MEETING MINUTES
HELD ON
DECEMBER 28, 2022

The meeting of Wednesday, December 28, 2022 was called to order at 11:01 a.m. by Board President, Robert Baca.

1. ROLL CALL AND DETERMINATION OF QUORUM

Present: **Robert Baca, President**
 James Ortiz, Vice President
 Virginia Mondragon, Secretary/Treasurer (via phone)
 Joe C de Baca, Trustee
 Samuel Ramirez, Trustee

Others **Les Montoya, General Manager**
Present : **Debbie Alexander, Admin. Assistant**

2. INVOCATION – President Baca led us in prayer.

3. PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was recited.

4. APPROVAL OF AGENDA – The Agenda for today’s meeting was presented to the Board for their review and approval. After review, **a motion was made by James Ortiz, seconded by Sam Ramirez, to approve the agenda as presented. Motion carried unanimously.**

5. RECOGNITION OF GUESTS

- a. Invited Speakers – (15-minute time limit) - None**
- b. General Public Comment (5-minute time limit) - None**
- c. Introduction of Employees – Tristen Valdez – Apprentice Lineman** – Tristen Valdez, recently hired as an Apprentice Lineman, introduced himself to the Board and said he was very thankful for the opportunity to work here in Mora. Everyone welcomed Tristen and wished him the best with his new job position.

6. SAFETY REPORT/MINUTES – The Safety Meeting was held on December 21, 2022. The following were in attendance: Les Montoya, Francisco Caro, Jacob Jaramillo, Isaiah Romero, Gwen Mascarenas, Sonya Vasquez and Gerald Trujillo. Some of the topics covered included:

- There were no accidents, no near misses, nor on-the-job injuries to report in either Mora or Pecos.
- There was one incident reported in Mora during the month of November 2022 – while right-of-way clearing, Lineman was blocking the trunk of a tree. The blade of the chainsaw got stuck and when the block fell over, it took the chainsaw causing the blade to bend.
- There was one incident reported in the Pecos area. While responding to a call, Lineman was confronted by property owner who became violent and upset that Lineman was in his property. Property owner threatened Lineman with gun stating he did not have permission to be on the property even though he was clearly marked with MSMEC uniform, vehicle and proper lighting. Employee was unable to restore power. Supervisor advised Lineman to report to State Police.
- FEMA update – MSMEC is waiting for FEMA to give final approval for the submittal which includes all anticipated costs – damage close to \$20 million from the Hermits Peak/Calf Canyon Fire.
- EV Charger for Mora – waiting on permit and rate schedule before connecting.
- New MSMEC Safety Committee members for 2023 were announced and will be appointed their new roles at the January meeting.
- Safety training was held on December 13, 2022 by Tanner Dunlap with OAEC. Training objectives covered included: Staying RESAP Ready; Hazard Communication; and Landing Zone Training.
- Next crew safety training will be held on January 23, 2023. Topics to be covered include: Line Clearance Procedures; Review Company Procedures/Policies; and Back Injury Prevention.

7. ACTION OF REGULAR MEETING MINUTES HELD ON NOVEMBER 30, 2022 – The Minutes of the Board Meeting held on November 30, 2022 were presented to the Board for review and approval. After review, **a motion to approve the Minutes as presented was made by James Ortiz and seconded by Virginia Mondragon. Motion carried unanimously.**

8. APPROVAL OF NEW MEMBERSHIPS (MORA 19 – PECOS - 8) – Twenty-seven new memberships were presented for review and approval. After review, **a motion was made by James Ortiz, seconded by Sam Ramirez, to approve all new memberships as presented. Motion carried unanimously.**

9. MANAGER’S REPORT

a. Delinquent Report – The Delinquent Report for the month of November was presented for review. There was a total of 972 delinquent accounts totaling

\$229,903.98. After collections, 545 of those accounts remained unpaid for a total of \$108,832.45.

- b. **RUS Form 7 – For Period Ending November 30, 2022** – General Manager Montoya reviewed the RUS Form 7 for the month ending November 30, 2022. Operating Revenue and Patronage Capital was \$1,165,143; Cost of Purchased Power at \$660,444; and Total Operation & Maintenance Expense at \$966,687. Total Cost of Electric Service was \$1,115,637; Patronage Capital & Operating Margins was \$49,505; with Patronage Capital or Margins at \$49,925. TIER for the month was 2.84% and 2.22% YTD. OTIER was 2.83% for the month and 1.99% YTD. Line percentage loss for the month was 21.0% and 6.6% YTD.
- c. **Outage Report** – The Outage Report for November 2022 was presented for review. There were 36 reported outages affecting 738 consumers.
- d. **Member Sales Budget Report** – The Tri-State Member Sales Budget Report for November 2022 was as follows: Total energy monthly comparison was 8,570,632 Actual kWh (YTD 75,114,295) and 7,073,529 Budgeted kWh (YTD 71,783,026). Revenues were \$660,444 Actual (YTD \$5,767,523) and \$552,494 Budgeted (YTD \$5,472,928).
- e. **Fused Cut-Out Report** – No new cut-outs were installed or replaced during the month of November 2022.

10. FINANCE REPORT – A motion to approve the minutes of the Finance meeting held earlier today, together with the Manager’s Report, was made by Sam Ramirez and seconded by James Ortiz. Motion carried unanimously.

11. TRI-STATE TRUSTEE REPORT – Robert Baca, Tri-State Trustee, reported on Tri-State’s December meeting. A few of the items covered/discussed included the following:

- Approval of capital budget
- Capital credit refund approval
- Fiduciary duties review
- Coal plant closing and major impact it will have
- Educational Session
- Preview of Governmental issues and what to expect
- Rate Committee and rate increase
- Transformer shortage

12. NMRECA TRUSTEE REPORT – James Ortiz, NMRECA Trustee, reported on their December meeting held in Santa Fe. Some items covered included the following:

- RUS long-term loan interest rates are 4.38% and 3.87% for short-term

- Budget & Finance Committee – Association \$109,267.39; Enchantment Magazine \$93,790.77; and NM Rural Electric Self-Insurer’s Fund \$25,123.80 for a total of \$228,181.96
- Deadline to sign up for ACRE is December 31, 2022. All MSMEC board members are signed up and paid
- NM Healthy Workplace Act
- Infrastructure Investment & Jobs Act Funding – General Manager Montoya shared information with the group regarding availability of funds available from the infrastructure bill
- 2022 YTD budget, 2023 proposed budget and projected dues

13. ON-GOING BUSINESS

- Board Policy No. 226 – Retirement Recognition and Years of Service Recognition, Revision and Replacement of Board Policy No. 217, Retirement Recognition – Final Approval** – Board Policy No. 226, Years of Recognition, and Board Policy No. 217, Retirement Recognition, conflicted in procedures regarding retirement so policies have now been combined and revised. Board Policy No. 226 was now presented to the Board for the second time asking them to approve the revised policy. After review, **a motion was made by Virginia Mondragon, seconded by Sam Ramirez, to approve Board Policy No. 226, Retirement Recognition and Years of Service Recognition as presented. Motion carried unanimously.**
- Years of Service Recognition** – The Board was presented with a list of employees and their years of service for approval of a cashier’s check to be presented as per Board Policy No. 226. Those employees include: Les W.J. Montoya – 5 Years of Service, Award \$50.00; Pauline Olivas – 15 Years of Service, Award \$150.00; April Gonzalez – 25 Years of Service, Award \$250.00; and Lazaro Barela – 30 Years of Service, Award \$300.00. **A motion to approve a cashier’s check for each employee listed for their years of service to MSMEC was made by James Ortiz and seconded by Sam Ramirez. Motion carried unanimously.**
- Tri-State Bill/MSM Solar Bill** – The power bill from Tri-State for the month of November 2022 was a total of \$660,443.82. MSM Solar bill was \$27,798.31 with a credit from Tri-State of \$16,449.28.

14. NEW BUSINESS

- Deceased Patronage Capital Credits** – A list of names of deceased members and the patronage capital credits owed was presented to the Board for their review and approval. After review, discussion and recommendation of MSMEC’s financial condition at this time, **a motion was made by Virginia Mondragon, seconded by Joe C de Baca, to hold back and revisit during our March Board Meeting to make a decision at that time on the retirement of the Deceased Patronage Capital Credits presented today. Motion carried unanimously.**
- Memorandum of Agreement – Regarding Property Rental and Road Access – MSMEC & Roybal’s Property Owner** – The Board was provided a copy of the Memorandum of Agreement, property rental and road access between MSMEC

and Orlando and Maria Roybal for the two-way radio transmitters, antennae and backup battery packs to the site for maintenance purposes. The Board was asked to review the terms of the MOA and approve as submitted. They Roybal's are in agreement with the MOA as presented to the Board. MSMEC equipment has been on this site and has accessed the site utilizing the private road for an extended period of time without a formal arrangement in place. MSMEC does require the equipment to remain in place as situated with continued use of the private road being necessary. After continued discussion, **a motion was made by Sam Ramirez, seconded by James Ortiz, to approve the Memorandum of Agreement as presented. Motion carried unanimously.**

- c. **NRECA's PowerXchange – March 5-8, 2023 – Nashville, TN** – Staff will make arrangements for those planning to attend.
- d. **NRECA – Certify a Voting Delegate** – A copy of the current NRECA Voting Delegate (James Ortiz) and Alternate (Sam Ramirez) was presented to the Board for their review. After discussion, **a motion was made by Virginia Mondragon, seconded by Joe C de Baca, to make no changes to the 2023 NMRECA Voting Delegate and Alternate. Motion carried unanimously.**

15. MSMEC EDUCATIONAL FOUNDATION

- a. None

16. CORRESPONDENCE

- a. None

17. INFORMATION

- a. **Calendar of Events** – Offices will be closed on January 2nd, 2023 in observance of the New Year Holiday. Statewide Meetings will be held in Santa Fe on January 5th and 6th, 2023. Tri-State will hold a virtual meeting on Tuesday, January 10, 2023. MSMEC Finance and regular Board Meetings will be held on Thursday, January 26th, 2023 starting at 10:00 a.m.

A motion to move into Executive Session was made by Sam Ramirez and seconded by Virginia Mondragon. Motion carried unanimously.

18. EXECUTIVE SESSION

- a. Personnel Matters
- b. Update on Union Matters
- c. Litigation Matters


A motion to move out of Executive Session and back into Regular Session was made by Virginia Mondragon and seconded by James Ortiz. Motion carried unanimously.


19. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION – None.

20. OTHER BUSINESS TO COME BEFORE THE BOARD – None.

21. ADJOURNMENT – A motion to adjourn today’s meeting was made by Sam Ramirez and seconded by Joe C de Baca. Motion carried unanimously. Meeting adjourned at approximately 2:10 p.m.

ATTEST:


Virginia Mondragon, Secretary/Treasurer


Robert Baca, President